



2025 South Dakota Legislature
House Bill 1132
ENROLLED

AN ACT

ENTITLED An Act to establish provisions for eligibility in the child care assistance program for certain child care employees.

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

Section 1. That § 28-1-60 be AMENDED:

28-1-60. The Department of Social Services shall establish a child care assistance program to assist families with child care services and to aid in the improvement of quality and services for the care of children in day care. The department may assist in the improvement, availability, and quality of day care for children by providing training, education, and advocacy for child care.

Section 2. That § 28-1-61 be AMENDED:

28-1-61. The secretary of social services shall adopt rules pursuant to chapter 1-26 for the administration of the child care assistance program in the following areas:

- (1) Eligibility determination, criteria, and application procedure;
- (2) The amount, scope, and duration of child care services and payments;
- (3) Fees;
- (4) Licensing and registration;
- (5) Methods of administration, record keeping, and audit;
- (6) Compliance monitoring;
- (7) Complaint investigation;
- (8) Reporting requirements;
- (9) Eligibility criteria and procedures for grants, contracts, and awards to providers of child care services under § 28-1-60;
- (10) Training, community and provider education, and child advocacy; and

- (11) Other standards and requirements as may be necessary to ensure the efficient operation and administration of the program or as required to qualify for federal funding.

Section 3. That a NEW SECTION be added to chapter 28-1:

In determining eligibility for payments from the child care assistance program, the Department of Social Services shall exclude all earned and unearned income of an applicant's household if:

- (1) The applicant is employed by a:
 - (a) Before and after school day care program, licensed by the department;
 - (b) Day care center or group family day care home, licensed by the department;
or
 - (c) Family day care home, registered by the department;
- (2) The applicant works at least thirty hours per week at the center, home, or program;
and
- (3) The applicant's household income does not exceed three hundred percent of the federal poverty level.

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I certify that the attached Act originated in the:
House as Bill No. 1132

Received at this Executive Office this ____ day of _____, 2025 at _____ M.

Chief Clerk

By _____ for the Governor

Speaker of the House

The attached Act is hereby approved this _____ day of _____, A.D., 2025

Attest:

Chief Clerk

Governor

STATE OF SOUTH DAKOTA,

ss.

Office of the Secretary of State

President of the Senate

Attest:

Filed _____, 2025 at _____ o'clock __ M.

Secretary of the Senate

Secretary of State

House Bill No. 1132
File No. _____
Chapter No. _____

By _____
Asst. Secretary of State