

# State of South Dakota

NINETY-FIRST SESSION  
LEGISLATIVE ASSEMBLY, 2016

400X0312

## SENATE BILL NO. 43

Introduced by: The Committee on Appropriations at the request of the Department of Labor  
and Regulation

1 FOR AN ACT ENTITLED, An Act to increase the unemployment insurance penalty for failure  
2 to pay contributions or make reports.

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

4 Section 1. That § 61-5-58 be amended to read:

5 61-5-58. A penalty of ~~five~~ twenty-five dollars per month, or fractional part of a month shall  
6 be due and payable upon imposition of the penalty by the department, for failure to pay  
7 contributions, or for failure to submit required reports on or before the due date for ~~such~~ the  
8 contributions or reports as fixed by the department. However, no penalty for any one delinquent  
9 contribution or report may exceed the sum of ~~thirty~~ one hundred fifty dollars. Any penalty  
10 collected pursuant to this section shall be paid into the employment security contingency fund.

