

# State of South Dakota

SEVENTY-SIXTH SESSION  
LEGISLATIVE ASSEMBLY, 2001

454E0439

## SENATE BILL NO. 97

Introduced by: Senators Koetzle, Dennert, Duxbury, Hagen, Hutmacher, McIntyre, Moore, Reedy, Sutton (Dan), and Symens and Representatives Olson (Mel), Bartling, Bradford, Burg, Davis, Elliott, Flowers, Gillespie, Glenski, Hanson (Gary), Hargens, Hundstad, Kloucek, Lange, Nachtigal, Nesselhuf, Peterson (Jim), Sigdestad, Valandra, and Van Norman

1 FOR AN ACT ENTITLED, An Act to provide for implied covenants of good faith and fair  
2 dealing in certain employment contracts.

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

4 Section 1. That § 60-4-4 be amended to read as follows:

5 60-4-4. An employment having no specified term may be terminated at the will of either party  
6 on notice to the other, unless otherwise provided by statute. However, there is an implied  
7 covenant of good faith and fair dealing between an employer and employee in any employment  
8 relationship.