

State of South Dakota

EIGHTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2011

566S0522

SENATE BILL NO. 100

Introduced by: Senators Novstrup (Al), Brown, Peters, and Tidemann and Representatives Greenfield, Boomgarden, Verchio, and Wick

1 FOR AN ACT ENTITLED, An Act to repeal certain provisions regarding unemployment
2 insurance benefit eligibility of workers attending approved training.

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

4 Section 1. That § 61-6-15.3 be repealed.

5 ~~61-6-15.3. In addition to and subsequent to payment of all benefits otherwise allowed under~~
6 ~~this chapter and without restriction with respect to an individual's benefit year, training~~
7 ~~extension benefits shall be payable to any individual if all of the following criteria are met:~~

8 ~~(1) The individual is unemployed;~~

9 ~~(2) The individual has exhausted all rights to regular and extended benefits;~~

10 ~~(3) The individual is enrolled, no later than the end of the benefit year established with~~
11 ~~respect to the separation that makes the individual eligible for the training benefit,~~
12 ~~and making satisfactory progress, as determined by the secretary, in a training~~
13 ~~program approved by the department, or in a job training program authorized under~~
14 ~~the Workforce Investment Act of 1998. Each such training program shall prepare the~~
15 ~~individual who has been separated from a declining occupation, as determined by the~~



1 ~~department, or who has been involuntarily and indefinitely separated from~~
2 ~~employment as a result of a permanent reduction of operations at the individual's~~
3 ~~place of employment, for entry into a high-demand occupation, as determined by the~~
4 ~~department; and~~

5 ~~— (4) — The individual is not receiving similar stipends or other training allowances for~~
6 ~~nontraining costs.~~

7 ~~— The amount of unemployment compensation payable under this section to an individual for~~
8 ~~a week of unemployment shall be equal to the individual's weekly benefit amount for the~~
9 ~~individual's most recent benefit year, less deductible earnings or income, if any. The total~~
10 ~~amount payable under this section to any individual shall be equal to twenty-six times the~~
11 ~~individual's weekly benefit amount for the individual's most recent benefit year. The former~~
12 ~~employer's experience-rating account may not be charged for benefits paid under this section.~~