



Dear SDSEO Member:

Congratulations on getting the biggest raise anyone can remember. Six percent sure is nothing to sneeze at. Some will get more. Some will get less. Less? We'll cover that in this very update.

But to the figures. Here's the motion sheet that has the figures. It's on page 6: [236303.pdf \(sdlegislature.gov\)](#). First off, we'll have to ignore the "captive insurance" line with \$818,066. I have no idea what it is, and the state tells me it shouldn't be there and does not apply to state employees. (That's these past two sessions in a nutshell, by the way. It's pretty much been an unchained wreck, the only saving grace for state employees being the powers-that-be had a bunch of extra billion\$ in "one-time money" to spend and did so with wild abandon. Yes, they easily, easily, easily could have given you all pandemic funds as bonuses, and there was a plan to, but it got shot down before the 2021 session even began.)

So, leaving off that captive insurance funds that don't involve you in your motion sheet, we see \$72.537 million in added compensation for you. The 6% is the \$65.875 million market adjustment. There is a little for some job classes to have movement up in artificial minimums (the state didn't say which jobs), \$241,099. And then there's \$5.602 million for "salary policy adjustment to targeted job classes." While we know DOC employees are a major part of that, there are other job classes affected, but we don't know what they are. The state is not at all transparent anymore; practically everything is a "secret" nowadays.

What will happen is you will get notification from your HR as to what your new compensation/offer is and what goes into it. You letting me know what happens is the only way the SDSEO will know the scope of the adjustments.

What about the "some get more some get less"? Well, the Legislature granted itself 8.2% raises and gave its employees 8% raises. And they granted special salary funds to the Auditor General. Those are all noted on pages 1 and 3 of this PDF: [236304.pdf \(sdlegislature.gov\)](#). Here's the Legislative Branch's report on itself to itself where the Legislature asks itself for more than everyone else: [225289.pdf \(sdlegislature.gov\)](#). You can see the figures in the "Major Items Summary" where the agency request is at left and the governor's recommendation is at right. The last Auditor General refused to take salary increases over and above what all other state employees got. That was a few years ago, before the Legislature made laws to give themselves control over legislative salaries and before they made law to give themselves automatic raises every year.

"The problem" with the Legislature doing things separate from literally everyone else is they set themselves as higher, more important parts of state government, which they absolutely are not. All parts are equally important in government. You can't ignore one and wish or pretend another will succeed.

In addition, the Attorney General’s office had a special proposal make it thru. Page 45 of this PDF has that info: [Office Of ATTORNEY GENERAL \(sdlegislature.gov\)](https://www.sdlegislature.gov/Office-Of-ATTORNEY-GENERAL). That “get” was the subject of lots of media coverage: [Noem calls closed-door meeting ‘unprecedented’ | KELOLAND.com](https://www.keلولand.com/Noem-calls-closed-door-meeting-unprecedented/). It’s a good thing for career state employees to get raises and extra consideration and should not be begrudged. The process is the problem, not the employees.

There is big news for Board of Regents employees. For the first time ever, the Legislature put extra funds into BOR employee salaries instead of the universities needing to raise tuition and fees to add the funds needed for employees not paid by the General Fund. The sum of that added money is \$8.614 million. Find that figure on the last page of this PDF: [236342.pdf \(sdlegislature.gov\)](https://www.sdlegislature.gov/236342.pdf).

It’s been an “open secret” that employees oftentimes get shorted or more rarely lose their jobs due to universities not being able to or not wanting to add to their ongoing funding. We’ve been beating the drums about such for quite a few years now, so it was nice to finally get traction. We deserve 5 of 5 stars for getting that done. But a hitch developed when the Tech Eds, who are not state employees, managed to hitchhike on the proposal and get a bunch of funds they really shouldn’t be getting (it’s an apples vs. onions thing, believe me). FACT: Last year state employees received 2.4% across the board; Tech Eds got 3%.

Not too long ago it wasn’t so hard to track what state employees were receiving in compensation, but nowadays it’s a crapshoot of special this and special that. But that’s probably the logical result of ignoring and putting off state employees. Eventually the entire enterprise fractures and collapses.

And the judges got the other half of the 6%+6% they had special law for last session (judges got 6% + 2.4% last year and 6% + 6% this year). The Unified Judicial System did lightly ask for an extra \$1.638 million for its other employees, but that did not get picked up. Those figures are on page 2 of this PDF: [236270.pdf \(sdlegislature.gov\)](https://www.sdlegislature.gov/236270.pdf).

To help with recruiting, I’ve attached SDSEO recruitment/info docs. (For the Investment Trust brochure, the Reinke Gray email contact is bettej@reinkegray.com. They have changed their email address.)

We added a couple new members again the last week. Let’s add a couple dozen new members in the next couple weeks. Spread the good word.

Make sure to let me know if you experience any problems at all as a state employee. Our Facebook: <https://www.facebook.com/my.SDSEO/>. Our Facebook gets lots of traffic and comments, so try to check it out. Our Twitter handle: @MySDSEO

SDSEO 2022 bill list

Bill	Title	Explanation	Hearing Info
SB 22	revise a reference to the Division of Criminal Investigation.	Clean-up bill. Changes the inaccurate term "department" to "division."	Assigned to Senate Judiciary . Hearing 1/25/22. Passed 7-0; Passed Senate 35-0

			on 1/27. To House. To House Judiciary. Passed committee 12-0 on 2/25. To House. Passed 62-3. To gov on 3/07.
SB 28	disqualify for life any person from driving a commercial vehicle who is convicted of a felony offense involving human trafficking.	Does what the title says.	Assigned to Senate Transportation . Hearing 1/19/22. Passed 6-0. Passed Senate 32-0 on 01/20/22. To House. Passed House Transportation 13-0. Passed House on consent (unanimous) on 2/2. To Gov. Signed 2/09.
SB 30	add Juneteenth as a state holiday.	Would add Juneteenth (June 19) as a state holiday. Juneteenth is currently a federal holiday. A similar bill passed House and Senate. This bill was tabled.	Assigned to Senate State Affairs . Tabled on 1/26. A similar bill passed House and Senate. You'll have a new paid state holiday.
SB 31	make an appropriation to the Department of Labor and Regulation for the modernization of the reemployment assistance enterprise system and to declare an emergency.	This is about updating computers and tech in the unemployment system. The Legislature renamed unemployment as re-employment a few years ago. Here's the state's fact sheet on SB 31: SB 31 Fact Sheet	Assigned to Senate Appropriations and referred to Joint Appropriations . Hearing set for 2/23. Passed 16-0 and passed Senate 35-0 on 2/24. To House. Passed 61-4. To gov on 3/07.

<p>SB 32</p>	<p>authorize the Department of Corrections to purchase certain real property, construct a community work center for offenders committed to the Department of Corrections, to make an appropriation therefor, transfer funds from the budget reserve fund, and to declare an emergency.</p>	<p>Would appropriate \$28 million to build a new prison in Rapid City. Here is the fact sheet on tit: SB 32 Fact Sheet</p>	<p>Assigned to Senate Appropriations and referred to Joint Appropriations. Referred back to Senate Appropriations on 2/14. Hearing set for 2/22. Passed 7-2 on 2/22 and Senate 29-6 on 2/24. To House Appropriations. House Approps did not pass this bill. The bill did get calendared and was the subject of lots of politics. Needing a 2/3rds vote, it failed 40-29 on 3/07. BUT the whole concept was hogged into SB 53 and that passed. See SB 53 in the bill list below.</p>
<p>SB 33</p>	<p>authorize the Department of Corrections to make healthcare improvements at the South Dakota Women's Prison, to make an appropriation therefor, and to declare an emergency.</p>	<p>Would appropriate \$5.75 million for some health facility and mental health facility needs. Here's the fact sheet on it: SB 33 Fact Sheet</p>	<p>Assigned to Senate Appropriations and referred to Joint Appropriations. Referred back to Senate Appropriations on 2/14. Hearing set for 2/22. Passed 8-0 on 2/22 and Senate 34-1 on 2/23. To House Appropriations. Passed 7-0 and passed House 65-3. To gov on 3/09.</p>

<p>SB 51</p>	<p>make an appropriation to support firefighter training equipment and recruitment efforts in the state, and to declare an emergency.</p>	<p>Does not appropriate funds for employee compensation. This is mostly about some new equipment and PR campaign for recruiting volunteer firefighters.</p>	<p>Assigned to Senate Appropriations and referred to Joint Appropriations. Hearing set for 2/23. Passed 16-0 and passed Senate 35-0 on 2/24. To House. Passed 65-0</p>
<p>SB 53</p>	<p>make an appropriation to increase workforce housing and to declare an emergency.</p>	<p>Not really about workforce housing but about putting \$200 million into “increasing housing supply across South Dakota.” This bill was hogged from SB 32. So this bill’s stuff became House Bill 1033. HB 1033 was amended on 3/07 and went to the governor on 3/10.</p>	<p>Assigned to Senate Commerce and Energy. Eventually will move to Appropriations. Assigned to Senate Appropriations and passed 8-1 on 2/16. To Senate. Passed 8-1 and <u>amended</u> in Senate passed 33-2. To House Appropriations. Hearing on 2/28. Hogged from SB 32, got thru Senate 32-2 and House 50-19 and went to the governor on 3/10.</p>
<p>SB 56</p>	<p>revise certain provisions relating to the South Dakota Retirement System.</p>	<p>A clean-up bill. SDRS Fact Sheet here: SDRS Fact Sheet</p>	<p>Assigned to Senate Retirement Laws. Hearing on 1/26/22. Passed 4-0. Passed Senate 34-0 on 1/31. To House. To House Retirement Laws. Hearing on 3/01. Passed 3-1. Passed House 68-0. To governor on 3/09.</p>

<p>SB 57</p>	<p>add gaming enforcement agents to Class B membership of the South Dakota Retirement System.</p>	<p>Adds a handful of gaming enforcement agents in Dept of Revenue to Class B. SDRS Fact Sheet here: SDRS Fact Sheet</p>	<p>Assigned to Senate Retirement Laws. Hearing on 1/26/22. Passed 4-0. Passed Senate 34-0 on 1/31. To House. To House Retirement Laws. Hearing on 3/01. Passed 4-0. Passed House 68-2. To governor on 3/09.</p>
<p>SB 58</p>	<p>make an appropriation for the construction of a new state public health laboratory and the renovation of the existing laboratory and to declare an emergency.</p>	<p>Calls for putting about \$70 million into a new public health lab in Pierre.</p>	<p>Assigned to Senate Health and Human Services. Assigned to Joint Committee on Appropriations. Referred back to Senate Appropriations. <u>Amended</u> and passed committee 9-0 on 2/16. To Senate. Passed 35-0 on 2/23 amended. To House Appropriations. Passed 7-0 and passed House 62-5. To governor on 3/09.</p>
<p>SB 60</p>	<p>revise the General Appropriations Act for fiscal year 2022.</p>	<p>Annual revision.</p>	<p>Assigned to Senate Appropriations and referred to Joint Appropriations. Passed House and Senate on 3/10.</p>
<p>SB 68</p>	<p>revise holiday pay for state employees.</p>	<p>Calls for employees to actually get paid for the hours they work on an observed</p>	<p>Assigned to Senate State Affairs. Passed 7-0 on 1/19/22. Passed Senate 32-0 on 1/20/22. To House State Affairs. Hearing</p>

		holiday. SDSEO supports.	on 2/23. Passed 12-1 on 2/23. Passed House 62-4 on 2/24. To governor. Signed on 3/08.
SB 70	modify the amount of time to report an injury for workers' compensation.	Would extend the initial deadline to file a report to 30 days from the current 3 business days. This bill failed but will be brought to the Workers Compensation Committee for possible action there.	Assigned to Senate Commerce and Energy . Sent to 41 st day (killed) on 01/20/22 on 8-1 vote.
SB 75	establish certain pay provisions for state employees working shifts longer than eight hours a day.	A bill similar to SB 68. The sponsor, Sen. Nesiba, likely will pull it or amend it depending on how SB 68 looks in the House.	Assigned to Senate State Affairs . Sent to 41st day 6-1 on 1/26. The SDSEO testified in favor of this bill and also supports SB 68.
SB 119	prohibit sexual contact between prison employees and prisoners.	This would amend a current statute. Intent seems to be to add a definition of sexual contact and include things a health practitioner might do. This bill seems pretty muddled as it is.	Assigned to Senate Judiciary . Hearing on 2/10/22. The hearing was eventually on 2/17. Passed 7-0. To Senate. Passed 35-0 on 2/22. To House Judiciary . Hearing on 2/28. Passed 11-0 and House 69-0. To governor on 3/07.
SB 131	establish a formula for distributing general funds to Board of Regents universities. require the Board of Regents to provide an annual presentation to the special committee	This bill would change how funds are allocated to state universities. There will be lots of politicking on this bill	Assigned to Senate Education but moved to Joint Appropriations . Was moved to Senate Appropriations and

		because there will be winners and losers among the public universities. This bill was hogged and the new title is at left.	hogged and passed 7-2 on 2/17. To Senate. Passed 35-0 on 2/23 in <u>amended</u> form. To <u>House State Affairs</u> . Hearing on 2/28. Passed 11-0 and passed House 68-1. To governor on 3/07.
SB 141	establish provisions for the South Dakota Retirement System.	Hoghouse bill (Empty bill that might be used by being amended or might not.)	Assigned to Senate Retirement Laws . Hearing on 2/22. Passed 4-1. Passed Senate 35-0 on 2/23. To <u>House Retirement Laws</u> . Hearing on 3/01. Nothing became of this bill. It was tabled in the House on 3/07.
SB 146	create the Office of Ombudsman for State Employees.	This bill calls for the formation of new office under the Legislature's Executive Board that would field and investigate state employee claims of illegality or impropriety. Reporting employee identity would be entirely shielded for anonymity from any entity but the Ombudsman. Would apply to the Executive Branch, not to the Unified Judicial	Assigned to Senate State Affairs . Hearing on 2/09/22. Sent to 41 st day 7-1 on 2/09.

		System or to the Legislature itself.	
HB 1041	facilitate legislative oversight of settlement agreements involving a state entity or official.	Seeks to allow for Legislative review of settlement agreements.	Assigned to House Judiciary . Passed 11-0 on 1/21/22. To House. Passed 11-0 then passed House 64-6 on 1/25. To Senate State Affairs . Hearing on 2/23. Passed 9-0 and passed Senate 34-1. To governor on 3/08.
HB 1055	require informational transparency regarding the issuance of executive orders.	Seeks to allow for Legislative review of executive orders from the governor.	Assigned to House State Affairs . Sent to 41 st day on 1/31 on 9-3 vote.
HB 1063	revise the approval process for state employee household moving allowances.	Changes the approver of moving allowances to the State Auditor. This should streamline the process.	Assigned to House State Affairs . Passed 13-0 on 1/21/22. To House. Passed House 69-1 and Senate State Affairs 8-0 and Senate 34-0. Signed on 2/09.
HB 1106	provide for the security and privacy of certain personally identifiable information for judicial officers and to declare an emergency.	Calls for the removal of personal information such as address, email, phone number for judges from varieties of public information.	Passed the House and Senate on a fast track. Signed 2/8. To Governor. Signed on 2/15.
HB 1213	clarify the Corrections Commission's ability to obtain criminal justice information.	Adds a possible requirement for police agencies to give information to the Corrections Commission.	To House Judiciary . Hearing on 2/09. Passed 10-1. Passed House 62-4. To Senate Judiciary . Sent

			to 41 st day on 6-0 vote on 2/24.
HB 1221	require training on human trafficking for law enforcement officers.	Does what it says.	To House Judiciary . Withdrawn on 2/15.
HB 1243	make an appropriation to the Board of Regents for a cost-of-living increase and to declare an emergency.	We've talked a lot about how not all Board of Regents employees get the "across the board" raises. That's because the universities don't get full funding for all employee salaries, as some are paid with federal and other funds. For a 6% raise for all in BOR, that would take about \$6.5 million. This bill would do that (it has \$10 million in it). But the bill is mostly about chastising legislators about tuition and fee increase complaints.	Sent to House Education who sent it on to House Appropriations . Sent to 41 st day on 2/17 on 5-0 vote.
HB 1245	equalize the general fund appropriations appropriated to the Board of Regents.	Would be a new way to fund each public university. There would be winners and losers among the universities.	House Education . Had a hearing on 2/7 but didn't finish. Withdrawn on 2/15.
HB 1261	establish emergency retire-rehire provisions for the South Dakota Retirement System.	A bill changing SDRS law without going thru the SDRS system. It's been assigned to House State Affairs instead of Retirement Laws. It's usually not	House State Affairs . Sent to 41 st day on 2/16 on 10-3 vote.

		a good thing for legislators to go monkeying around on on their own in complex systems like SDRS law.	
HB 1269	limit the deployment of the National Guard for federal service.	This regards “active-duty combat” only.	House Military and Veteran Affairs. Tabled 10-0 on 2/16.
HB 1290	prohibit lobbying by state officials and employees.	The target of this is state agencies and the governor’s office. It would limit their ability to lobby and to hire outside lobbying firms.	House State Affairs. Sent to 41 st day on 2/14 on 8-5 vote.
HB 1291	classify 911 telecommunicators as Class B members of the South Dakota Retirement System	This would add 911 operators to Class B retirement. 911 operators are commonly treated as “first responders” due to the mental demands of the job. Though this bill does not go thru Retirement Laws so will likely not pass, it’s a worthy goal. Look for the off-session of the Retirement System to have plenty of discussions on adding to Class B.	House Local Government. Sent to 41 st day on 2/15.
HB 1340	appropriate money for the ordinary expenses of the legislative, judicial, and executive departments of the state, the current expenses of state institutions, interest on the public debt, and for	The General Bill that has all the new state funding.	Passed House 59-10 and Senate 31-1 and sent to governor on 3/10.

	common schools. This bill was originally HB 1338. HB 1338 was tabled and HB 1340 was created.		
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Best,

Eric

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