

State of South Dakota

EIGHTY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 2008

400P0262

HOUSE BILL NO. 1024

Introduced by: The Committee on Retirement Laws at the request of the South Dakota Retirement System

1 FOR AN ACT ENTITLED, An Act to revise the definition of child for the purposes of the
2 South Dakota Retirement System.

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

4 Section 1. That subdivision (14) of § 3-12-47 be amended to read as follows:

5 (14) "~~Child or children,~~ the, depending on the circumstances, as follows:

6 (a) For purposes of benefits pursuant to §§ 3-12-95 and 3-12-99, an unmarried
7 dependent child of the member, who ~~have~~ has not passed ~~their~~
8 ~~eighteenth~~ the child's nineteenth birthday and each unmarried dependent child,
9 who is totally and permanently disabled, either physically or mentally,
10 regardless of ~~such~~ the child's age, ~~provided such~~ if the disability occurred prior
11 to age ~~eighteen~~ nineteen. It includes ~~stepchildren and a stepchild~~ or a foster
12 ~~children~~ child who ~~depend~~ depends on the member for support and ~~live~~ lives
13 in the household of the member in a regular parent-child relationship. It also
14 includes any child of the member conceived during ~~his~~ the member's lifetime
15 and born after ~~his~~ the member's death; or



1 (b) For purposes of beneficiary-type payments pursuant to §§ 3-12-110 and 3-12-
2 116, a person entitled to take as a child via intestate succession pursuant to the
3 provisions of Title 29A;

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