

Section 7. Amounts involved in violations of sections 1 or 2 of this Act, committed pursuant to one scheme or course of conduct, may be aggregated in determining the degree of the offense.

Section 8. That § 28-7-20 be repealed.

Section 9. The effective date of this Act shall be October 1, 1977.

Approved April 11, 1977

CHAPTER 226

(S.B. 279)

DEPARTMENT OF VOCATIONAL  
REHABILITATION CREATED

AN ACT

ENTITLED, An Act to provide for the creation within the executive branch of the government the department of vocational rehabilitation, the divisions within the department, secretaries and directors of the divisions, and the board of vocational rehabilitation and further to transfer functions to the department of vocational rehabilitation and its divisions from the department of social services.

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

Section 1. There is hereby created within the executive branch of the government the department of vocational rehabilitation.

Section 2. There is hereby created within the department of vocational rehabilitation the following divisions:

- (1) The division of rehabilitation services; and
- (2) The division of service to the visually impaired.

Section 3. There is hereby created a board of vocational rehabilitation. The board shall consist of seven members appointed by the Governor, of which at least three must be handicapped. Each member of the board shall be appointed to serve a term of four years but in his initial appointment, the Governor shall stagger the terms of the board members so that not all will expire at the same time and so the terms are divided as equally as possible. No more than four members of the board shall be of the same political party.

Section 4. The head of the department of vocational rehabilitation is the secretary of vocational rehabilitation. The head of the division of

as is necessary to develop the plan and budget of the implementation of this Act.

Section 26. That § 3-6A-13 be amended by adding thereto a new subdivision to read as follows:

Administrative law judges in the state office of administrative hearings.

Section 26A. Each administrative agency shall provide to the chief administrative law judge, all relevant information concerning hearings, number of hearings, personnel utilized as hearing officers and support staff and actual expenditures for contracted hearing officer services.

Section 27. There is hereby appropriated out of any money in the general fund the sum of eighty-five thousand dollars (\$85,000) to the office of administrative hearings to carry out the provisions of this Act.

Signed March 31, 1993.

CHAPTER 20

(HB 1072)

BOARD OF VOCATIONAL REHABILITATION AND THE BOARD OF SERVICE TO THE BLIND REORGANIZED

AN ACT ENTITLED, An Act to revise the composition and term of office for the board of vocational rehabilitation and the board of service to the blind and visually impaired.

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

Section 1. That § 1-36A-5 be amended to read as follows:

1-36A-5. There is hereby created a board of vocational rehabilitation. The board shall consist of seven be composed of no more than twelve members appointed by the Governor, of which at least three must be handicapped a majority shall be persons who are individuals with disabilities. Each member of the board shall be appointed to serve a term of four three years. No member of the board may serve more than two consecutive full terms. No more than four seven members of the board shall may be of the same political party.

Section 2. That § 28-10-25 be amended to read as follows:

28-10-25. There is hereby created a board of service to the blind and visually impaired. The board shall consist of seven be composed of no more than twelve members appointed by the Governor, of which at least four a majority shall be persons who are blind or severely visually impaired. Each member of the board shall be appointed to serve a term of four three years. No member of the board may serve more than two consecutive full terms. No more than four seven members of the board may be of the same political party.

Signed February 12, 1993.

**CHAPTER 15****(HB 1027)****Board of Vocational Rehabilitation,  
repeal the composition requirement of the board.**

ENTITLED, An Act to repeal the composition requirements of the Board of Vocational Rehabilitation.

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

Section 1. That § 1-36A-5 be amended to read as follows:

1-36A-5. There is hereby created a Board of Vocational Rehabilitation. ~~The board shall be composed of no more than twelve members appointed by the Governor, of which a majority shall be persons who are individuals with disabilities. Each member of the board shall be appointed to serve a term of three years. No member of the board may serve more than two consecutive full terms. No more than seven members of the board may be of the same political party.~~

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**Signed February 8, 2001.**

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