

**RESOLUTION 2012-156**

**A RESOLUTION TO RECOGNIZE APPOINTED OFFICIALS  
FOR WORKER COMPENSATION COVERAGE**

WHEREAS, the State of South Dakota worker compensation statutes SDCL 62-1-3(2) exempt elected and appointed officials from benefits payable in the event of an injury while performing duties for a governmental entity; and

WHEREAS, the statute allows the governing body to “elect to treat officials of the subdivision as employees for the purposes of this section [SDCL 62-1-3(2)]; and

WHEREAS, the City has previously recognized the elected offices of Mayor and City Council members as employees as allowed within SDCL 62-1-3(2), by resolution on July 1, 2002; and

WHEREAS, the Common Council now desires to include within its workers compensation coverage all City officials appointed for a regular term of office, or to complete an unexpired portion of any such term, on City boards, committees, and commissions, pursuant to SDCL 62-1-3(2); and

NOW THEREFORE, BE IT RESOLVED that the City of Rapid City recognizes that every City official appointed for a regular term of office, or to complete the unexpired portion of any such term, on every City board, committee or commission is an employee of the City for the purpose of providing benefits payable under state worker compensation statutes only, pursuant to SDCL 62-1-3(2). These officials are to be considered employees for the purposes of workers compensation only, and they can in no way claim any other entitlements, rights or privileges available to City employees.

Dated this \_\_\_\_ day of \_\_\_\_\_, 2013.

CITY OF RAPID CITY

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Sam Kooiker, Mayor

ATTEST:

\_\_\_\_\_  
Finance Officer

(SEAL)