

## 2024 South Dakota Legislature

**House Bill 1008****AMENDMENT 1008A  
FOR THE INTRODUCED BILL**

1 **An Act to modify the eligibility for admission to the state veterans' home and repeal**  
2 **the residency requirement.**

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

4 **Section 1. That § 33A-4-25 be AMENDED:**

5 ~~**33A-4-25.** Any<sup>A</sup> veteran, as defined by § 33A-2-1, who has an honorable~~  
6 ~~discharge, who has maintained a residence in the state at any time in the five years~~  
7 ~~preceding the date of the application, and who has no income in excess of one thousand~~  
8 ~~dollars per year above the maximum income limitation for pension benefits as determined~~  
9 ~~by the United States Department of Veterans Affairs, is eligible for admission to the State~~  
10 ~~Veterans' Home. For the purposes of this section, a residence is a physical structure in~~  
11 ~~which a person resides and the term does not include a post office box or address of~~  
12 ~~another mail service purchased by the veteran. A veteran who meets the residence~~  
13 ~~requirements and has a rating of total disability as defined by the United States~~  
14 ~~Department of Veterans Affairs for pension and compensation purposes is also eligible for~~  
15 ~~admission. Membership, is eligible for admission to the State Veterans Home if the veteran~~  
16 ~~is eligible for the payment of per diem for domiciliary care or nursing home care in a state~~  
17 ~~home.~~

18 ~~A veteran domiciled in this state within the past five years shall receive admission~~  
19 ~~preference, contingent upon the veteran meeting all admission criteria. A veteran who is~~  
20 ~~a member of a federally recognized Indian tribe **located wholly or partially within the state**~~  
21 ~~shall receive admission preference, contingent upon the veteran meeting all admission~~  
22 ~~criteria.~~

23 ~~Residency status at the State Veterans' Veterans Home is not affected because of~~  
24 ~~a medical leave of absence either in a United States Department of Veterans Affairs facility~~  
25 ~~or other hospital. Any veteran who is an enrolled member of a federally recognized Indian~~  
26 ~~tribe located wholly or partially in the state meets the residency requirement.~~