

61-6-24. Misrepresentation to increase benefits unlawful. It is unlawful for any person to make a false statement or representation knowing it to be false or knowingly fail to disclose a material fact to obtain or increase any benefits or other payments under this title, or under an unemployment insurance law of another state, of the federal government, or of a foreign government, either for himself, herself, or any other person, or knowingly fail to report any change in circumstances which would affect the person's eligibility for unemployment benefits or payments.

Source: SL 1936 (SS), ch 3, § 16 (a); SDC 1939, § 17.9907; SL 1951, ch 98; SL 1978, ch 359, § 2; SL 1979, ch 348, § 10; SL 2008, ch 277, § 131.

61-6-22. Disqualification from benefits for misrepresentation. Any individual who has willfully or fraudulently misrepresented any fact to secure or increase benefits under this title shall be denied benefits for not less than one week and not to exceed fifty-two weeks from and after the date such misrepresentation or fraudulent act is discovered in accordance with rules promulgated by the department pursuant to chapter 1-26.

Source: SDC 1939, § 17.0830 (8) as added by SL 1953, ch 76, § 7; SL 1993, ch 375, § 35.

47:06:04:28. Weeks of administrative penalty. The department shall impose four weeks of administrative penalty for each week that an individual willfully or fraudulently misrepresents a fact to secure or increase benefits. An administrative penalty may not be imposed for more than 52 weeks.

Source: 11 SDR 86, effective January 1, 1985.

General Authority: SDCL [61-7-1](#).

Law Implemented: SDCL [61-6-22](#).