

State of South Dakota

EIGHTY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 2009

727Q0760

HOUSE ENGROSSED NO. **HB 1271** - 2/24/2009

Introduced by: Representative Pitts and Senator Bartling

1 FOR AN ACT ENTITLED, An Act to authorize the South Dakota Building Authority and the
2 Department of Corrections to provide for the purchase, design, construction, and equipping
3 of a combined minimum security/parole facility in Rapid City for the Department of
4 Corrections.

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

6 Section 1. It is in the public interest that the South Dakota Building Authority contract for
7 the acquisition of land and buildings, the construction, completion, furnishing and equipping,
8 including heating, air conditioning, plumbing, water, sewer, electric facilities, sidewalks,
9 parking, landscaping, architectural and engineering services, removal of any existing
10 improvements and such other services or actions as may be required to provide for a minimum
11 security/parole facility in Rapid City, South Dakota, all at the estimated cost of six million
12 dollars. The South Dakota Building Authority may finance up to six million dollars of the costs
13 described in this section through the issuance of revenue bonds in accordance with this Act and
14 chapter 5-12.

15 Section 2. The authorizations granted under section 1 of this Act, and all necessary



1 appropriations required to finance and to complete such project, remain effective through
2 June 30, 2015.

3 Section 3. No indebtedness, bond, or obligation incurred or created under the authority of
4 this Act may become a lien, charge, or liability against the State of South Dakota, or against the
5 property or funds of the State of South Dakota within the meaning of the Constitution or statutes
6 of the state.

7 Section 4. The Building Authority and Department of Corrections may accept, transfer, and
8 expend any property or funds obtained for these purposes from federal sources, gifts,
9 contributions, or any other source, all of which shall be deemed appropriated to the project
10 authorized by this Act in addition to the amounts otherwise authorized by this Act.

11 Section 5. The administration of the design and construction of the projects authorized in
12 this Act shall be under the general charge and supervision of the Bureau of Administration as
13 provided in chapter 5-14. The secretary of the Department of Corrections and the executive
14 secretary of the Building Authority, or their designees, shall approve vouchers and the state
15 auditor shall draw warrants to pay expenditures authorized by this Act.

16 Section 6. The Department of Corrections may make and enter into a lease agreement with
17 the Building Authority and make rental payments under the terms thereof pursuant to chapter
18 5-12, for the purposes of this Act.

19 Section 7. The sale of bonds or utilization of other mechanisms to fund the purchase or
20 renovation of the property located at the corner of Homestead Street and Elk Vale Road in
21 Rapid City, Pennington County, South Dakota, as legally described in the agreement dated
22 February 6, 2009, executed by the State of South Dakota through its secretary of the Department
23 of Corrections, is hereby expressly rejected and approval therefor is likewise denied.

24 Section 8. Prior to purchasing any property with the proceeds of the revenue bonds described

1 in section 1, the secretary of the Department of Corrections shall conduct public meetings to
2 solicit input from and share information with citizens, business owners, and school
3 administrators located within two miles of the property to be purchased.