

State of South Dakota

EIGHTIETH LEGISLATIVE ASSEMBLY, 2005

400L0337

SENATE BILL NO. 25

Introduced by: The Committee on Judiciary at the request of the Office of the Attorney General

1 FOR AN ACT ENTITLED, An Act to establish a fund for the payment of certain tobacco
2 litigation expenses and to make an appropriation therefor.

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

4 Section 1. There is established in the state treasury the tobacco enforcement litigation fund.
5 The attorney general shall administer the fund. The fund may be used for filing fees, document
6 translation fees, service costs, transcript costs, or other litigation expenses, including expert
7 witnesses, associated with enforcement of the escrow fund for tobacco litigation in chapter 10-
8 50B, or associated with enforcement of the certification of tobacco product manufacturers in
9 §§ 10-50-72 to 10-50-92, inclusive. Unexpended money and any interest that may be credited
10 to the fund shall remain in the fund. The tobacco enforcement litigation fund is hereby
11 continuously appropriated and shall be budgeted through the informational budget process. The
12 creation and funding of this fund does not constitute a waiver of the state's sovereign immunity.

13 Section 2. There is hereby appropriated from the general fund the sum of one hundred
14 thousand dollars (\$100,000) to the tobacco enforcement litigation fund for payment of eligible
15 expenses.



1 Section 3. The attorney general shall approve vouchers for payment of tobacco enforcement
2 litigation expenses and the state auditor shall draw warrants to pay expenditures authorized by
3 this Act.