

State of South Dakota

EIGHTY-FIFTH SESSION
LEGISLATIVE ASSEMBLY, 2010

400R0223

SENATE APPROPRIATIONS ENGROSSED NO. **SB 27** - 2/4/2010

Introduced by: The Committee on Appropriations at the request of the Department of Human Services

1 FOR AN ACT ENTITLED, An Act to authorize the South Dakota Building Authority and the
2 Department of Human Services to provide for the design, construction, and equipping of a
3 dietary services building addition at the Human Services Center.

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

5 Section 1. It is in the public interest that the South Dakota Building Authority contract for
6 the design, the construction, completion, furnishing and equipping, including heating, air
7 conditioning, plumbing, water, sewer, electric facilities, sidewalks, parking, landscaping,
8 architectural and engineering services, removal of any existing improvements and such other
9 services or actions as may be required to provide for a dietary services addition not to exceed
10 twenty thousand square feet at the Human Services Center, all at the estimated cost of five
11 million six hundred thirty thousand dollars. The Building Authority may finance up to five
12 million six hundred thirty thousand dollars of the costs described in this section through the
13 issuance of revenue bonds in accordance with this Act and chapter 5-12.

14 Section 2. The authorizations granted under section 1 of this Act, and any 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 Human Services may accept, transfer,
8 and 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 Human Services and the executive
14 secretary of the Building Authority shall approve vouchers and the state auditor shall draw
15 warrants to pay expenditures authorized by this Act.

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

19 Section 7. The provisions of this Act do not become effective unless:

- 20 (1) The Human Services Center executes a preferred provider contract;
- 21 (2) The Human Services Center provides evidence of the contract to the Executive Board
22 of the Legislative Research Council; and
- 23 (3) The Executive Board verifies that the contract has been executed.