

# State of South Dakota

EIGHTY-SIXTH SESSION  
LEGISLATIVE ASSEMBLY, 2011

857S0695

## HOUSE BILL NO. 1202

Introduced by: Representatives Hunhoff (Bernie) and Greenfield and Senators Buhl, Cutler,  
and Nygaard

1 FOR AN ACT ENTITLED, An Act to require the state to provide the public with access to an  
2 electronic database containing certain information on any loans, grants, or tax rebates  
3 provided by the state for the purpose of economic development.

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

5 Section 1. That chapter 1-27 be amended by adding thereto a NEW SECTION to read as  
6 follows:

7 The state shall provide to the public, on the searchable internet website created pursuant to  
8 § 1-27-45, access to an electronic database highlighting the state's investment in economic  
9 development. For any entity that receives a loan, grant, tax rebate or credit from the state for the  
10 purpose of economic development through any state program or from any state department or  
11 board, including the Board of Regents, the database shall include the following information:

- 12 (1) The name of the entity that received the loan, grant, tax rebate or credit;
- 13 (2) The type of loan, grant, tax rebate or credit received by each entity;
- 14 (3) The amount of the loan, grant, tax rebate or credit that each entity received, and the  
15 date on which it was received; and



1 (4) If applicable, the number of jobs projected to be created or retained by the entity as  
2 a result of the loan or grant.

3 The Bureau of Information and Telecommunications shall maintain the database, and update  
4 it at least quarterly.

5 Section 2. That chapter 1-52 be amended by adding thereto a NEW SECTION to read as  
6 follows:

7 The information provided to the public pursuant to this section is not confidential and not  
8 subject to the provisions of §§ 1-16B-14.1, 1-16G-11, 1-27-1.5, 1-52-3.4, and 1-52-13.

9 Section 3. That chapter 1-33 be amended by adding thereto a NEW SECTION to read as  
10 follows:

11 The commissioner of the Bureau of Information and Telecommunications shall promulgate  
12 rules pursuant to chapter 1-26 to establish procedures for the timely collection of the data  
13 required pursuant to this Act from the applicable state departments and boards.