

2021 South Dakota Legislature

House Bill 1064**AMENDMENT 1064D FOR THE HOUSE BILL**

1 **An Act to make an appropriation for and the establishment of peer support and**
2 **critical incident stress management training for first responder**
3 **organizations, and to declare an emergency.**

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

5 **Section 1.** That a NEW SECTION be added:

6 **34-54-1. Heroes wellness grant.**

7 The ~~Department of Public Safety Office of the Attorney General~~ shall establish and
8 administer the heroes wellness grant. Funds shall be expended as appropriated by the
9 Legislature.

10 **Section 2.** That a NEW SECTION be added:

11 **34-54-2. Grant--Oversight--Purposes.**

12 All moneys for the heroes wellness grant shall be used and expended under the
13 direction of the ~~secretary of public safety attorney general~~. The ~~secretary attorney general~~
14 shall provide grants to eligible applicants for the purpose of creating, establishing, and
15 developing first responder peer support programs and first responder critical incident
16 stress management programs within the state. Grants shall be provided for training
17 programs that are, or are similar to those, developed by the International Critical Incident
18 Stress Foundation, Inc. First responders, whether volunteer or professional, include any
19 member of a:

20 (1) Law enforcement organization;

21 (2) Fire suppression organization;

22 (3) Emergency medical service, including emergency medical technicians and
23 paramedics; and

- 1 (4) An organization providing emergency dispatch services to any organization listed
2 in this section.

3 **Section 3.** That a NEW SECTION be added:

4 **34-54-3. Application--Review--Criteria--Promulgation of rules.**

5 An applicant shall submit an application to the ~~secretary attorney general~~ on a form
6 prescribed by the ~~secretary attorney general~~. The ~~secretary attorney general~~ shall, by
7 rules promulgated pursuant to chapter 1-26, develop administrative procedures regarding
8 the application and grant award process including any scoring system to be used to
9 evaluate or rank applications. The ~~secretary attorney general~~ shall act as fiscal agent for
10 the grant and shall be responsible for receiving and reviewing grant applications and
11 awarding grants under this chapter. The ~~secretary attorney general~~ shall give
12 consideration to regions within the state that may have more significant need.

13 At least thirty days before the first day applications may be submitted each fiscal
14 year, the ~~secretary attorney general~~ shall publish on the office's website the specific
15 criteria and any scoring system used to evaluate or rank applications and award grants
16 under this chapter. The ~~commissioner attorney general~~ shall also post any unserved or
17 underserved areas that are eligible for grant funding.

18 **Section 4.** That a NEW SECTION be added:

19 **34-54-4. Application--Contents.**

20 An applicant for a grant under this section shall provide the following information
21 on the application:

- 22 (1) The location of the project;
23 (2) The proposed training;
24 (3) The number of personnel to be trained;
25 (4) The total cost of the training and associated expenses; and
26 (5) Any additional information requested by the ~~secretary attorney general~~.

27 **Section 5.** That a NEW SECTION be added:

28 **34-54-5. Grant funds--Use.**

29 Grant funds may be used for:

- 30 (1) Costs and expenses associated with hosting and coordinating an eligible training;

- 1 (2) Per diem for food and lodging, at the rate established under § 3-9-2, for each full
2 day a person provides or participates in a training funded under this grant; and
3 (3) Mileage, at the rate established under § 3-9-1, to and from the training for each
4 person that provides or participates in a training funded under this grant.

5 **Section 6.** There is hereby appropriated from the general fund the sum of \$200,000, to the
6 Department of Public Safety, for the purposes of creating Office of the Attorney General, as
7 an irrevocable gift, to create an endowment to provide ongoing moneys for the heroes
8 wellness grant, to be called the South Dakota Heroes Wellness endowment, held in trust and
9 vested with the South Dakota Community Foundation. The endowment shall be subject to a
10 gift agreement between the Office of the Attorney General and the South Dakota Community
11 Foundation and administered by the Department of Public Safety Office of the Attorney
12 General.

13 **Section 7.** The funds appropriated in section 6 of this Act shall be transferred to the South
14 Dakota Community Foundation to fund the South Dakota Heroes Wellness endowment, to be
15 administered in accordance with the provisions of this Act. Any distributable income from this
16 endowment fund shall be deposited into the Office of the Attorney General's Law Enforcement
17 Officer Training fund.

18 **Section 8.** There is hereby appropriated from the general fund the sum of \$50,000 to the
19 Department of Public Safety Office of the Attorney General, for the heroes wellness grant and
20 administrative expenses.

21 **Section 9.** Any amounts appropriated in this Act not lawfully expended or obligated shall
22 revert, in accordance with the procedures prescribed in chapter 4-8.

23 **Section 10.** The secretary of the Department of Public Safety attorney general shall approve
24 vouchers and the state auditor shall draw warrants to pay expenditures authorized by this
25 Act.

26 **Section 11.** Whereas, this Act is necessary for the support of the state government and its
27 existing public institutions, an emergency is hereby declared to exist, and this Act shall be in
28 full force and effect from and after its passage and approval.