



2022 South Dakota Legislature

House Bill 1050

Introduced by: The Committee on Agriculture and Natural Resources at the request of the Department of Game, Fish and Parks

1 **An Act to repeal obsolete lease requirements for the Black Hills Playhouse.**

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

3 **Section 1. That § 41-17-11.1 be REPEALED:**

4 ~~As consideration to Custer State Park for the use of the land by the Black Hills~~
 5 ~~Playhouse, the Game, Fish and Parks Commission shall negotiate a lease agreement with~~
 6 ~~the playhouse.~~

7 **Section 2. That § 41-17-11.2 be REPEALED:**

8 ~~Prior unpaid lease payments required of the Black Hills Playhouse to the~~
 9 ~~Department of Game, Fish and Parks as of July 1, 1996, are waived.~~

10 **Section 3. That § 41-17-11.3 be REPEALED:**

11 ~~The lease agreement entered into effective October 1, 1999, by the State of South~~
 12 ~~Dakota by and through the South Dakota Department of Game, Fish and Parks and the~~
 13 ~~Black Hills Playhouse, Inc., is hereby modified and continued and shall remain in full force~~
 14 ~~and effect until September 30, 2019.~~

15 **Section 4. That § 41-17-11.4 be REPEALED:**

16 ~~The Black Hills Playhouse, Inc., shall correct to the satisfaction of the state the~~
 17 ~~building violations cited by state inspectors in the Office of Risk Management inspection~~
 18 ~~report dated January 12, 2010. If repairs are not completed on or before September 30,~~
 19 ~~2012, the lease is null and void.~~

20 **Section 5. That § 41-17-11.5 be REPEALED:**

1 ~~The Black Hills Playhouse, Inc., shall expend no less than five percent of its annual~~
2 ~~operating budget each year for the maintenance and repair of the buildings occupied by~~
3 ~~the Black Hills Playhouse, Inc. The amount shall be spent according to a plan submitted~~
4 ~~by the Black Hills Playhouse, Inc., and approved by the Department of Game, Fish and~~
5 ~~Parks. The Black Hills Playhouse, Inc., shall share in the cost of replacing infrastructure~~
6 ~~necessary to operate the facility. Any negotiations between the Department of Game, Fish~~
7 ~~and Parks and the Black Hills Playhouse, Inc., regarding the maintenance and repair plan~~
8 ~~or the cost share for replacing infrastructure shall be conducted in good faith.~~