



2022 South Dakota Legislature

House Bill 1335

Introduced by: The Joint Committee on Appropriations

1 **An Act to revise certain provisions regarding the expenditure of moneys allotted to**
 2 **the state by the United States of America.**

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

4 **Section 1. That § 4-8-17 be AMENDED:**

5 **4-8-17.** The Governor is authorized and empowered to accept on behalf of the
 6 state any appropriations made or moneys allotted to the state by the United States of
 7 America, as well as the provisions of any act of Congress appropriating or allotting such
 8 funds to the state to be used in cooperation with departments of the federal government
 9 and appropriations and acts of Congress.

10 The funds received for the State of South Dakota pursuant to the provisions of this
 11 section shall be administered and expended under the immediate supervision of the
 12 Governor through such state departments as ~~he~~the Governor shall designate for that
 13 purpose, and shall be deposited in the state treasury to be paid out by warrants drawn by
 14 the state auditor on vouchers approved by the Governor. The expenditure of moneys
 15 pursuant to this section may only occur after the moneys have been appropriated pursuant
 16 to § 4-8B-10.

17 **Section 2. That § 4-8B-10 be AMENDED:**

18 **4-8B-10.** ~~Notwithstanding § 4-8-17, moneys~~Moneys and grants received from the
 19 United States, pursuant to § 4-8-17 or other grants or gifts of other funds in excess of the
 20 amounts appropriated in the general appropriations act, ~~shall not be deemed appropriated~~
 21 ~~until after review by~~must first be reviewed and approved by the special committee created
 22 by chapter 4-8A before the moneys may be appropriated for expenditure. The
 23 appropriation request must contain the specific purposes for which the appropriation is to
 24 be used and the amount requested. and then only with With an affirmative vote ~~on~~
 25 ~~acceptance of such funds~~ by a majority of the full membership of the special committee

1 to appropriate the sum of money requested, the money is appropriated to the requesting
2 entity. Subsequent to an affirmative action ~~on the part of the special committee by the~~
3 special committee to appropriate a sum of money pursuant to this section, the Bureau of
4 Finance and Management shall make the appropriate changes in the budgetary accounting
5 system to reflect the appropriation approved by the special committee. The two houses of
6 the Legislature may establish rules for the interpretation of this section through adoption
7 of joint rules.