

## 2026 South Dakota Legislature

**Senate Bill 116****AMENDMENT 116A  
FOR THE INTRODUCED BILL**

1 **An Act to make an appropriation for the design and construction of an indoor**  
2 **athletics facility at Dakota State University and to declare an emergency.**

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

4 **Section 1.** The Board of Regents may contract for the design and construction of an indoor  
5 facility for athletic practice and competitive activities at the Beacom PREMIER Complex on the  
6 campus of Dakota State University in Madison, together with furnishings and equipment,  
7 including heating, air conditioning, plumbing, water, sewer, electric facilities, refrigeration,  
8 laboratories, sidewalks, parking, landscaping, architectural and engineering services, and  
9 other services or actions, including the movement, construction, or expansion of the South  
10 Dakota National Guard motor vehicle storage complex, as may be required to accomplish the  
11 project, for an estimated cost of \$13,330,000, subject to permitted adjustments pursuant to  
12 section 3 of this Act.

13 **Section 2.** There is appropriated to the Board of Regents for the purposes authorized in this  
14 Act, the sum \$13,330,000, in other fund expenditure authority for donated moneys, together  
15 with any additional sums received pursuant to section 4 of this Act, and permitted adjustments  
16 pursuant to section 3 of this Act.

17 **Section 3.** The cost estimate contained in this Act is stated in terms of 2026 values. The  
18 Board of Regents may adjust the cost estimate to reflect inflation, as measured by the Building  
19 Cost Index and reported by the Engineering News Record, and additional expenditures  
20 required to comply with regulations adopted after the effective date of this Act, or additional  
21 sums received pursuant to section 4 of this Act. Any adjustment to construction cost estimate  
22 for the project may not exceed one hundred twenty-five percent of the estimated project  
23 construction cost stated in section 1 of this Act.

24 **Section 4.** The Board of Regents may accept, transfer, and expend any moneys obtained for  
25 the project authorized in this Act from federal sources, donations, or any other external

1 sources, all of which comprise a special fund for the benefitted project. All moneys deposited  
2 into that fund are appropriated to the Board of Regents for the project authorized in this Act,  
3 subject to the limitations stated in sections 1 to 3, inclusive, of this Act.

4 **Section 5.** No indebtedness, bond, or obligation incurred or created under the authority of  
5 this Act may be or may become a lien, charge, or liability against this state, nor against the  
6 property or funds of this state, within the meaning of the state's constitution and laws.

7 **Section 6.** The administration of the design and construction of the project authorized in this  
8 Act shall be under the general charge and supervision of the Bureau of Human Resources and  
9 Administration, as provided in chapter 5-14.

10 **Section 7.** The executive director of the Board of Regents, shall approve vouchers, and the  
11 state auditor shall draw warrants to pay expenditures authorized by this Act.

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

14 **Section 9.** Whereas, this Act is necessary for the support of the state government and its  
15 existing public institutions, an emergency is hereby declared to exist, and this Act shall be in  
16 full force and effect from and after its passage and approval.