



## 2020 South Dakota Legislature

# House Joint Resolution 5003

Introduced by: **Representative Howard**

1 **A JOINT RESOLUTION, Proposing and submitting to the electors at the next general**  
 2 **election, an amendment to Article XII of the Constitution of the State of South**  
 3 **Dakota, relating to prohibiting the general appropriation bill from**  
 4 **reappropriating or transferring funds that are in special funds and**  
 5 **establishing rules pertaining to the administration of special funds.**

6 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF SOUTH  
 7 DAKOTA, THE SENATE CONCURRING THEREIN:

8 **Section 1.** That at the next general election held in the state, the following amendment to  
 9 Article XII of the Constitution of the State of South Dakota, as set forth in section 2 of this  
 10 Joint Resolution, which is hereby agreed to, shall be submitted to the electors of the state for  
 11 approval.

12 **Section 2.** That Article XII, § 2 of the Constitution of the State of South Dakota, be AMENDED:

13 **§ 2. Contents of general appropriation bill--Separate appropriation bills--**  
 14 **Continuing appropriations.**

15 The general appropriation bill shall embrace nothing but appropriations for ordinary  
 16 expenses of the executive, legislative and judicial departments of the state, the current  
 17 expenses of state institutions, interest on the public debt, and for common schools. All  
 18 other appropriations shall be made by separate bills, each embracing but one object, and  
 19 shall require a two-thirds vote of all the members of each branch of the Legislature. The  
 20 general appropriation bill may not reappropriate or transfer funds from any special fund  
 21 established by law.

22 Notwithstanding the foregoing provisions, if an administrator of any special fund  
 23 determines that the purpose of the special fund has been accomplished, the administrator  
 24 may suspend the imposition of or reduce any fee, tax, or other source of funds for the  
 25 special fund.

1                    For purposes of this section, the term, special fund, means any fund other than the  
2                    general fund.  
3