



## 2020 South Dakota Legislature

# House Bill 1046

### JOINT APPROPRIATIONS ENGROSSED

*Introduced by: The Committee on Appropriations at the request of the Board of Regents*

1 **An Act to authorize the Board of Regents to contract for the design, renovation of,**  
 2 **and addition to, the Devereaux Library on the campus of the South Dakota**  
 3 **School of Mines and Technology and to make an appropriation therefor.**

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

5 **Section 1.** The Board of Regents may contract for the design, renovation of, and construction  
 6 of an addition to, the Devereaux Library, on the campus of South Dakota School of Mines and  
 7 Technology, with furnishings and equipment including heating, air conditioning, plumbing,  
 8 water, sewer, electric facilities, sidewalks, parking, landscaping, architectural and engineering  
 9 services, asbestos abatement, and other services or actions as may be required to accomplish  
 10 the project for an estimated cost not to exceed five million dollars, subject to any adjustments  
 11 authorized in section 3 of this Act.

12 **Section 2.** There is hereby appropriated from the higher education facilities fund allocable  
 13 to the South Dakota School of Mines and Technology for the purposes of maintenance and  
 14 repair the sum of four million dollars (\$4,000,000), or so much thereof as may be necessary;  
 15 and the sum of one million dollars (\$1,000,000), or so much thereof as may be necessary, in  
 16 other fund expenditure authority, to the Board of Regents, for the purposes of authorized in  
 17 section 1 of this Act and any adjustments authorized in section 3 of this Act.

18 **Section 3.** The cost estimates contained in this Act have been stated in terms of 2019 values.  
 19 The Board of Regents may adjust the cost estimates to reflect inflation as measured by the  
 20 Building Cost Index, reported by the Engineering News Record and additional expenditures  
 21 required to comply with regulations adopted after the effective date of this Act. Any  
 22 adjustments to construction cost estimates for the project may not exceed one hundred  
 23 twenty-five percent of the estimated project construction cost stated in section 1 of this Act.

24 **Section 4.** The acquisition, construction, completion, remodeling, maintenance and equipping  
 25 of the Devereaux Library by the Building Authority being in the public interest, the South

1 Dakota Building Authority may finance up to four million dollars of the design and construction  
2 costs of the Devereaux Library project through the issuance of revenue bonds, in accordance  
3 with this Act and chapter 5-12.

4 **Section 5.** The executive director of the Board of Regents shall approve vouchers and the  
5 state auditor shall draw warrants to pay expenditures authorized by this Act.

6 **Section 6.** Any amounts appropriated in this Act not lawfully expended or obligated shall  
7 revert in accordance with the procedures prescribed in chapter 4-8.

8 **Section 7.** No indebtedness, bond, or obligation incurred or created under the authority of  
9 this Act may be or may become a lien, charge, or liability against the State of South Dakota,  
10 nor against the property or funds of the State of South Dakota within the meaning of the  
11 Constitution or laws of the state.

12 **Section 8.** The Board of Regents may make and enter into a lease agreement with the  
13 Building Authority and make rental payments under the terms thereof, pursuant to chapter  
14 5-12, from the higher education facilities fund or any other available funds authorized  
15 pursuant to this Act or any other law.