Committee: 40 B Thursday, March 12, 2020 2:30 PM

Roll Call
Present: Rep. Borglum, Rep. Lesmeister, Rep. Livermont, Sen. Klumb, Sen. Nesiba, and Sen. Wiik

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Senator Wiik

MOTION: AMEND SB 40

40H

On page 1, line 2, of the Conference Committee bill, after "Facility" insert " and the demolition of Julian Hall and the Julian Hall Addition "
On page 1, line 2, of the Conference Committee bill, after "Facility " insert " to the University of South Dakota, to make an appropriation therefor, and to"
On page 1, line 2, of the Conference Committee bill, after "Facility " insert " declare an emergency"
On page 1, line 6, of the Conference Committee bill, after "Dakota" insert ", including any heating, air conditioning, plumbing, water, sewer, electric facilities, sidewalks, parking, landscaping, architectural and engineering services, asbestos abatement, and any other services or actions required to accomplish the project, for an estimated cost of twenty-two million dollars, subject to any adjustments authorized in section 3 of this Act"
On page 1, after line 6, of the Conference Committee bill, insert "
Section 2. There is hereby appropriated to the Board of Regents from the higher education facilities fund allocable to the University of South Dakota, the sum of five million dollars ($5,000,000), or so much thereof as may be necessary; the sum of seven million five hundred thousand dollars ($7,500,000), or so much thereof as may be necessary, from revenue bonds authorized by subdivision (7) of section 2 of chapter 107 of the 2012 Session Laws; the general fund sum of five million dollars ($5,000,000), or so much thereof as may be necessary; and the sum of four million five hundred thousand dollars ($4,500,000), or so much thereof as may be necessary, in other fund expenditure authority, together with any additional sums received pursuant to section 5 of this Act to cover any adjustments authorized in section 3 of this Act.
"
On page 1, after line 6, of the Conference Committee bill, insert "
Section 3. The cost estimates contained in this Act are stated in terms of 2019 values. The Board of Regents may adjust the cost estimates to reflect the inflation as measured by the Building Cost Index, reported by the Engineering News Record and additional expenditures required to comply with regulations adopted after the effective date of this Act, or additional sums received pursuant to section 5 of this Act. Any adjustments to construction cost estimates for the project may not exceed one hundred twenty-five percent of the estimated project construction cost stated in section 1 of this Act.
"
On page 1, after line 6, of the Conference Committee bill, insert "
Section 4. The acquisition, construction, completion, maintenance and equipping of the Allied Health Facility by the Building Authority being in the public interest, the South Dakota Building Authority may finance up to twelve million five hundred thousand dollars of the design and construction costs of the Allied

Health Facility through the issuance of revenue bonds, in accordance with this Act and chapter 5-12.

"

On page 1, after line 6, of the Conference Committee bill, insert "

Section 5. The Board of Regents may accept, transfer, and expend any funds obtained for the projects authorized in this Act from federal sources, donations, or any other external sources, all of which comprise a special fund for the benefitted project. All moneys deposited into that fund are hereby appropriated to the projects authorized by this Act, subject to limitations stated in sections 1 to 3, inclusive, of this Act.

"

On page 1, after line 6, of the Conference Committee bill, insert "

Section 6. The Board of Regents may demolish, remove, and dispose of the structures known as Julian Hall, consisting of approximately fifty thousand one hundred and seventy-three square feet, and the Julian Hall Addition, consisting of approximately forty-three thousand three hundred eighty-three square feet, at the University of South Dakota. This project includes demolition, abatement of asbestos or any other hazardous materials, lawful disposal of the fixtures or rubble, and any other action reasonably necessary to prepare the lot for the construction of a parking lot for the Allied Health Facility authorized in section 1 of this Act.

"

On page 1, after line 6, of the Conference Committee bill, insert "

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

"

On page 1, after line 6, of the Conference Committee bill, insert "

Section 8. The executive director of the Board of Regents shall approve vouchers and the state auditor shall draw warrants to pay expenditures authorized by this Act.

"

On page 1, after line 6, of the Conference Committee bill, insert "

Section 9. Any amounts appropriated in this Act not lawfully expended or obligated shall revert in accordance with the procedures prescribed in chapter 4-8.

"

On page 1, after line 6, of the Conference Committee bill, insert "

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

"

On page 1, after line 6, of the Conference Committee bill, insert "

Section 11. The Board of Regents may make and enter into a lease agreement with the Building Authority and make rental payments under the terms thereof, pursuant to chapter 5-12, from the higher education facilities fund or any other available funds authorized pursuant to this Act or any other law.

"

On page 1, after line 6, of the Conference Committee bill, insert "

Section 12. The general fund appropriation provided by section 2 of this Act is contingent upon the university obtaining matching funds of four million five hundred thousand dollars ($4,500,000).

"

On page 1, after line 6, of the Conference Committee bill, insert "

Section 13. Whereas, this Act is necessary for the support of the state government and its existing public institutions, an emergency is hereby declared to exist, and this Act shall be in full force and effect from and after its passage and approval.
"

Moved by: Nesiba
Second by: Borglum
Action: Prevailed by voice vote

MOTION: **DO CONCUR IN AMENDMENTS TO SB 40**

Moved by: Borglum
Second by: Nesiba
Action: Prevailed by roll call vote (5-1-0-0)

Voting Yes: Borglum, Lesmeister, Klumb, Nesiba, and Wiik

Voting No: Livermont

MOTION: **to recommend adoption of the committee report.**

Moved by: Nesiba
Second by: Lesmeister
Action: Prevailed by roll call vote (5-1-0-0)

Voting Yes: Borglum, Lesmeister, Klumb, Nesiba, and Wiik

Voting No: Livermont

MOTION: **ADJOURN**

Moved by: Nesiba
Second by: Lesmeister
Action: Prevailed by voice vote

Crystal Ortbahn, Committee Secretary

/s/ JOHN WIIK
John Wiik, Chair

/s/ STEVE LIVERMONT
Steve Livermont, Chair