

State of South Dakota

SEVENTY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 1998

400B0282

HOUSE APPROPRIATIONS COMMITTEE

ENGROSSED NO. **HB1019** - 2/11/98

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

1 FOR AN ACT ENTITLED, An Act to authorize the Board of Regents to expend higher
2 educational facilities funds to lease certain educational facilities.

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

4 Section 1. That § 13-51-2 be amended to read as follows:

5 13-51-2. There is continued an educational facilities fund in the state treasury from which on
6 and after July 1, 1984, the Board of Regents may make expenditures, relating only to institutions
7 of higher education under its jurisdiction, to:

8 (1) Make ~~lease-purchase~~ lease payments to the South Dakota Building Authority for
9 projects authorized to be paid out of that fund by the Legislature;

10 (2) Maintain and repair existing facilities in amounts as may from time to time be
11 authorized by the Legislature; ~~and~~

12 (3) Make lease payments to other private or public parties for educational facilities
13 authorized by the Legislature that the Legislature has determined to be necessary to
14 the proper and efficient delivery of instruction; and

15 (4) Build and equip new facilities as may from time to time be authorized by the

1 Legislature.

2 No funding may be provided in any year for subdivision (3) or (4) of this section until the
3 level of annual appropriations reaches three million dollars for subdivision (2) of this section.
4 Authorizations for new lease payments, new construction, reconstruction, and renovation are
5 restricted to and shall not exceed the amount of higher education facilities funds in excess of the
6 sum of existing lease payments to the South Dakota Building Authority plus three million dollars
7 for maintenance and repair.

8 Section 2. That § 13-51-1 be amended to read as follows:

9 13-51-1. The Board of Regents of this state is hereby expressly prohibited from erecting any
10 buildings or structures or maintaining and equipping such buildings, or making any lease or lease-
11 purchase payments for any purposes authorized in § 13-51-2 without the approval of the
12 Legislature first obtained.

1 **BILL HISTORY**

2 1/13/98 First read in House and referred to Appropriations. H.J. 22

3 1/27/98 Scheduled for Committee hearing on this date.

4 1/27/98 Appropriations Deferred to another day.

5 2/10/98 Appropriations Do Pass Amended, Passed, AYES 6, NAYS 1. H.J. 490