

State of South Dakota

SEVENTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2001

606E0071

SENATE BILL NO. 138

Introduced by: Senator Diedrich (Elmer) and Representatives Frost and Sutton (Duane)

1 FOR AN ACT ENTITLED, An Act to provide for a capital outlay fund for rural fire protection
2 districts.

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

4 Section 1. That § 34-31A-22 be amended to read as follows:

5 34-31A-22. The rate of tax for functions authorized by this chapter may not exceed sixty
6 cents per thousand dollars of taxable valuation in the rural fire district for the purchase of rural
7 fire-fighting equipment in rural fire districts or for the purpose of assisting and contributing to
8 the purchase and upkeep of fire-fighting equipment in adjoining first or second class
9 municipalities or villages. Funds collected pursuant to this section may be deposited in a capital
10 outlay fund, which is hereby authorized. Money in the capital outlay fund may accumulate over
11 an unlimited period of time and may only be used for the purposes set forth in this section.
12 Money may be deposited in the capital outlay fund from all legal sources, other than taxes levied
13 pursuant to § 34-31A-21.

14 Section 2. That § 34-31A-23 be repealed.

15 — ~~34-31A-23. In no case shall the amount of tax levy exceed the amount of funds required to~~

1 ~~defray the expenses of the district for a period of one year as embraced in the annual estimate~~
2 ~~of expenses including the amount of principal and interest upon the indebtedness of the district~~
3 ~~for the ensuing year.~~

4 Section 3. That § 34-31A-30 be amended to read as follows:

5 34-31A-30. Funds derived from payments pursuant to § 34-31A-28 shall be expended by the
6 district for fire-fighting supplies and equipment and the training of fire department personnel.

7 Funds derived from payments pursuant to § 34-31A-28 may be deposited in a capital outlay fund
8 established pursuant to section 1 of this Act.