

State of South Dakota

SEVENTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2001

400E0732

HOUSE BILL NO. 1285

Introduced by: Representatives Hansen (Tom), Adelstein, Begalka, Broderick, Brown (Jarvis), Derby, Duenwald, Duniphan, Frost, Fryslie, Heineman, Hennies (Don), Hunhoff, Jaspers, Juhnke, Koistinen, Konold, Murschel, Peterson (Bill), Pitts, Pummel, Slaughter, Smidt, Teupel, Van Gerpen, and Wick and Senators Greenfield, Albers, Bogue, Brown (Arnold), Drake, Everist, McCracken, and Vitter

1 FOR AN ACT ENTITLED, An Act to transfer funds to the state fair fund and to revise the
2 budgetary procedure for the state fair.

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

4 Section 1. The state treasurer shall transfer to the state fair fund three hundred fifty thousand
5 dollars (\$350,000) from the South Dakota-bred racing fund, and three hundred fifty thousand
6 dollars (\$350,000) from the special racing revolving fund.

7 Section 2. That § 1-21-1.1 be amended to read as follows:

8 1-21-1.1. The State Fair Commission shall be administered under the direction and
9 supervision of the Department of Agriculture and the secretary thereof, but shall retain the
10 quasi-judicial, quasi-legislative, advisory, and other nonadministrative ~~and special budgetary~~
11 functions (as defined in § 1-32-1) otherwise vested in it and shall exercise those functions
12 independently of the secretary of agriculture. The special budgetary functions, as defined in § 1-
13 32-1, of the State Fair Commission are hereby transferred to the secretary of agriculture.

1 Section 3. That § 1-21-13 be repealed.

2 ~~1-21-13. The State Fair Commission shall account strictly for all money received in conduct~~
3 ~~of the state fair.~~

4 Section 4. That § 1-21-14 be amended to read as follows:

5 1-21-14. All sums received for admissions, concessions, and privileges, or for any purpose,
6 by ~~such~~ the State Fair Commission, shall be placed in the ~~custody of its secretary-treasurer and~~
7 ~~made a matter of record by him, and shall be paid out only upon vouchers approved by the~~
8 ~~commission or, at its discretion, the commission may authorize the secretary-treasurer to pay~~
9 ~~regular or routine claims. Disbursements of moneys shall be made by check signed by the~~
10 ~~president or vice-president, or commission member so authorized, and secretary-treasurer. Any~~
11 ~~surplus over three hundred thousand dollars remaining in the hands of the fair commission, after~~
12 ~~the payment of all reasonable and necessary claims, shall be deposited with the state treasurer~~
13 ~~by the State Fair Commission. Any other surplus remaining in the hands of the state fair shall be~~
14 ~~invested in securities authorized by § 4-5-6, in such bank or banks as may be designated by the~~
15 ~~State Fair Commission and all interest received on same shall be a part of the receipts of such~~
16 ~~State Fair Commission~~ State Fair fund and shall be budgeted and expended in accordance with
17 Title 4 on warrants drawn by the state auditor upon vouchers approved by the secretary of
18 agriculture.

19 Section 5. That § 1-21-15 be repealed.

20 ~~1-21-15. All funds appropriated by the state for maintenance of the state fair and for~~
21 ~~buildings and improvements shall be paid out only upon itemized vouchers, duly verified and~~
22 ~~approved by the State Fair Commission and endorsed by the president of the commission and~~
23 ~~filed with the state auditor.~~

24 Section 6. That § 1-21-16 be repealed.

1 ~~1-21-16. The State Fair Commission shall prepare an annual financial report for each~~
2 ~~calendar year and submit a copy to the Legislature.~~