

State of South Dakota

SEVENTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2001

984E0653

SENATE APPROPRIATIONS COMMITTEE ENGROSSED NO. **SB 157** - 02/14/2001

Introduced by: The Committee on Government Operations and Audit

1 FOR AN ACT ENTITLED, An Act to require the Department of Corrections to seek
2 accreditation by the American Correctional Association, to make an appropriation therefor,
3 and to declare an emergency.

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

5 Section 1. The Department of Corrections shall seek American Correction Association
6 accreditation for all juvenile correctional facilities operated by the State of South Dakota. The
7 Department of Corrections shall apply for application status by entering into a contractual
8 agreement with the American Correctional Association. The agreement shall specify the
9 applicable standards manual and the required fees.

10 Section 2. The Department of Corrections shall appoint two accreditation managers who
11 shall organize and supervise agency resources and activities to achieve accreditation.

12 Section 3. The Department of Corrections shall complete a report of the results of the
13 accreditation hearing including costs of mandatory and nonmandatory standard compliance and
14 forward the report to the Government Operations and Audit Committee created in § 2-6-2 when
15 the American Correctional Association has made its recommendations.

1 Section 4. The Government Operations and Audit Committee shall review the report and the
2 cost estimates presented by the Department of Corrections and shall either propose legislation
3 continuing the accreditation process or shall make a report to the full Legislature stating reasons
4 the accreditation process should be discontinued. If there is a minority opinion, it shall also be
5 included in the report.

6 Section 5. There is hereby appropriated two full-time equivalent positions assigned to the
7 Department of Corrections to organize and supervise agency resources and activities to achieve
8 American Correctional Association accreditation. The authority for these full-time equivalents
9 will expire June 30, 2002.

10 Section 6. There is hereby appropriated from the general fund the sum of one hundred
11 eighty-two thousand five hundred seventy dollars (\$182,570), or so much thereof as may be
12 necessary, to the Department of Corrections to accomplish the purposes of this Act.

13 Section 7. The secretary of corrections shall approve vouchers and the state auditor shall
14 draw warrants to pay expenditures authorized by this Act.

15 Section 8. Any amounts appropriated in this Act not lawfully expended or obligated by
16 June 30, 2002, shall revert in accordance with § 4-8-21.

17 Section 9. Effective July 1, 2001, no child in the custody of the State of South Dakota or any
18 subdivision thereof may be placed in any program unless that program is actively seeking
19 accreditation through application, or is accredited by the American Corrections Association if
20 such accreditation is available.

21 Section 10. Whereas, this Act is necessary for the support of the state government and its
22 existing public institutions, an emergency is hereby declared to exist, and this Act shall be in full
23 force and effect from and after its passage and approval.