

State of South Dakota

NINETY-FIRST SESSION
LEGISLATIVE ASSEMBLY, 2016

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HOUSE ENGROSSED NO. **HB 1208** - 02/10/2016

Introduced by: The Committee on State Affairs at the request of the Office of the Governor

1 FOR AN ACT ENTITLED, An Act to provide for the sale of certain surplus real estate at the
2 South Dakota Developmental Center and to provide for the deposit of the proceeds.

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

4 Section 1. The provisions of any law to the contrary, upon the request of the Governor, the
5 commissioner of school and public lands shall sell all or any portion of the following real estate
6 and any related personal property and improvements located on the property:

7 Certain property under the control of the Department of Human Services described generally
8 as Lots 2, 3, 4, 5, 6, 7, 9, 10, 11, 12, 13, 14, 15, 16, 18, 19, 20 and 21 of SDDC Subdivision in
9 the East Half of Section 4, Township 116 North, Range 64 West of the 5th P.M. and the West
10 Half of Section 3, Township 116 North, Range 64 West of the 5th P.M., Spink County, South
11 Dakota, consisting of a total of 132.44 acres, more or less.

12 Section 2. Real estate and related personal property and improvements on the property which
13 are generally considered a part of the tracts described in section 1 of this Act but not specifically
14 included in the legal descriptions set out in section 1 of this Act may be sold as provided in this
15 Act as though they were specifically described in section 1 of this Act.



1 Section 3. The real estate and other property described in section 1 of this Act shall be
2 appraised by the Board of Appraisal established by § 5-9-3 and may be sold in any manner
3 authorized by law, subject to all applicable constitutional reservations.

4 Section 4. The proceeds from the sale of the real estate and other property described in
5 section 1 of this Act under the control of the Department of Human Services, less any expense
6 associated with the sale including advertising, appraisal fees, surveying costs, and demolition
7 expenses, shall be deposited into the permanent fund established by S.D. Const., Art. VIII, § 7,
8 for the use and benefit of the South Dakota Developmental Center.

9 Section 5. Notwithstanding the provisions of this Act or any other law to the contrary, the
10 Governor may direct the commissioner of school and public lands to sell any real estate and
11 related personal property and improvements described in section 1 of this Act to a political
12 subdivision located within ten miles of the real estate and related personal property and
13 improvements. The sale may be made without first offering the real estate and related personal
14 property and improvements for sale to the public. The sale price shall be at least the appraised
15 value as determined by the Board of Appraisal established by § 5-9-3, and is subject to all
16 applicable statutory and constitutional reservations.