

# State of South Dakota

NINETY-SECOND SESSION  
LEGISLATIVE ASSEMBLY, 2017

400Y0526

## HOUSE BILL NO. 1206

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 located  
2 in Aurora County 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. Notwithstanding any other provision of law, upon the request of the Governor,  
5 the commissioner of school and public lands shall sell all or any portion of the following real  
6 estate and any related personal property and improvements located on the property:

7 (1) Certain property under the control of the Department of Corrections described  
8 generally as the Northeast Quarter less the North 880 feet of Section 14, Township  
9 103 North, Range 64 West of the 5th Principal Meridian, Aurora County, South  
10 Dakota; and

11 (2) Certain property under the control of the Department of Corrections described  
12 generally as the Northwest Quarter less the North 880 feet of Section 13, Township  
13 103 North, Range 64 West of the 5th Principal Meridian, Aurora County, South  
14 Dakota.

15 Section 2. Any real estate and related personal property and improvements on the property



1 that are generally considered a part of the tracts described in section 1 of this Act but not  
2 specifically included in the legal descriptions set out in section 1 of this Act may be sold as  
3 provided in this Act as though the property and improvements were specifically described in  
4 section 1 of this Act.

5 Section 3. The real estate and other property described in section 1 of this Act shall be  
6 appraised by the board of appraisal established by § 5-9-3 and may be sold in any manner  
7 authorized by law, on the terms and conditions as the Governor may require, subject to all  
8 applicable constitutional reservations.

9 Section 4. The proceeds from the sale of the real estate and other property described in  
10 section 1 of this Act shall be deposited into the Department of Corrections training school trust  
11 fund, established pursuant to S.D. Const., Art. VIII, § 7.

12 Section 5. Notwithstanding the provisions of this Act or any other law to the contrary, the  
13 Governor may direct the commissioner of school and public lands to sell any real estate and  
14 related personal property described in section 1 of this Act to a political subdivision within  
15 which the real estate and related personal property is located. The sale may be made without  
16 first offering the real estate and related personal property for sale to the public. The sale price  
17 shall be at least the appraised value as determined by the board of appraisal established by  
18 § 5-9-3, and is subject to all applicable constitutional reservations.