

# State of South Dakota

SEVENTY-SECOND SESSION  
LEGISLATIVE ASSEMBLY, 1997

445A0280

## HOUSE BILL NO. 1009

Introduced by: Representatives Munson (Donald), Chicoine and Senators Johnson (William),  
Morford-Burg at the request of the Interim Government Operations and Audit  
Committee

1 FOR AN ACT ENTITLED, An Act to allow the state auditor to temporarily draw on money  
2 between state funds in anticipation of revenue.

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

4 Section 1. That § 4-8-14 be amended to read as follows:

5 4-8-14. ~~Whenever~~ If moneys shall for the state have been actually provided for ~~any funds of~~  
6 ~~the state~~ by levy of taxes, sale of bonds or warrants, or otherwise, and ~~such the~~ moneys shall not  
7 have not been actually collected and covered into the state treasury, but ~~concerning~~ the receipt  
8 of ~~which the~~ moneys ~~there can be no question is certain~~, the state ~~board of finance is authorized,~~  
9 ~~by a majority vote to~~ auditor may anticipate the receipt of ~~such the~~ moneys into ~~such the~~ fund  
10 by drawing temporarily upon the moneys in any other fund of the state for which there ~~shall not~~  
11 ~~be is not an~~ immediate use.

12 Section 2. That § 4-8-14.1 be amended to read as follows:

13 4-8-14.1. Notwithstanding any other provision of law, ~~the state board of finance may~~  
14 ~~authorize~~ the state auditor to may issue warrants on ~~such any~~ money as is actually provided for

1 pursuant to § 4-8-14 in an amount not to exceed the amount of revenues anticipated.

2 Section 3. That § 4-8-15 be amended to read as follows:

3 4-8-15. Any fund temporarily depleted by virtue of § 4-8-14 shall be fully restored within ~~six~~  
4 ~~months after a draft of same for another fund shall have been made. The board of finance shall~~  
5 ~~provide for reimbursing the fund from which funds are temporarily withdrawn.~~

6 ~~—————The books of the state treasurer shall at all times show the true amount of moneys in any~~  
7 ~~particular fund, as well as any temporary withdrawal therefrom the time frame specified and~~  
8 ~~approved by the state auditor.~~

9 Section 4. That chapter 4-8 be amended by adding thereto a NEW SECTION to read as  
10 follows:

11 The state auditor shall promulgate rules pursuant to chapter 1-26 for authorizing, monitoring,  
12 and controlling the temporary draw of money between state funds.