



2023 South Dakota Legislature  
**House Bill 1017**  
**ENROLLED**

AN ACT

**ENTITLED An Act to authorize the Department of Corrections to purchase certain real property, to contract for the design of a prison facility for offenders committed to the Department of Corrections, to make an appropriation therefor, to transfer funds to the incarceration construction fund, and to declare an emergency.**

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

**Section 1.** The Department of Corrections may purchase, on behalf of the State of South Dakota, real property for offenders committed to the Department of Corrections.

**Section 2.** The Department of Corrections is hereby authorized to contract for the planning and site preparation of a prison facility for offenders committed to the Department of Corrections, including architectural services, engineering services, and other services as may be required to accomplish the project.

**Section 3.** There is hereby appropriated from the general fund the sum of \$25,359,551 and appropriated from the incarceration construction fund the sum of \$26,640,449 in other fund expenditure authority to the Department of Corrections, for the purpose authorized in sections 1 and 2 of this Act.

**Section 4.** The state treasurer shall transfer the sum of \$87,031,734 from the general fund and \$183,685,079 from the general revenue replacement fund to the incarceration construction fund for the purpose of the future construction of a state prison facility described pursuant to this Act.

**Section 5.** The administration of the design of the project authorized in this Act shall be under the general charge and supervision of the Bureau of Administration as provided in chapter 5-14.

**Section 6.** Any amounts appropriated in this act not lawfully expended or obligated shall revert in accordance with the procedures prescribed in chapter 4-8.

**Section 7.** The secretary of the Department of Corrections shall approve vouchers and the state auditor shall draw warrants to pay expenditures authorized by this Act.

**Section 8.** Whereas, this Act is necessary for the support of the state government and its existing public institutions, an emergency is hereby declared to exist, and this Act shall be in full force and effect from and after its passage and approval.

An Act to authorize the Department of Corrections to purchase certain real property, to contract for the design of a prison facility for offenders committed to the Department of Corrections, to make an appropriation therefor, to transfer funds to the incarceration construction fund, and to declare an emergency.

\_\_\_\_\_  
I certify that the attached Act originated in  
the:  
House as Bill No. 1017

\_\_\_\_\_  
Received at this Executive Office  
this \_\_\_\_ day of \_\_\_\_\_,  
2023 at \_\_\_\_\_ M.

\_\_\_\_\_  
Chief Clerk

By \_\_\_\_\_  
for the Governor

\_\_\_\_\_  
Speaker of the House

The attached Act is hereby  
approved this \_\_\_\_\_ day of  
\_\_\_\_\_, A.D., 2023

Attest:

\_\_\_\_\_  
Chief Clerk

\_\_\_\_\_  
Governor

**STATE OF SOUTH DAKOTA,**  
ss.  
Office of the Secretary of State

\_\_\_\_\_  
President of the Senate

Attest:

Filed \_\_\_\_\_, 2023  
at \_\_\_\_\_ o'clock \_\_ M.

\_\_\_\_\_  
Secretary of the Senate

\_\_\_\_\_  
Secretary of State

House Bill No. 1017  
File No. \_\_\_\_\_  
Chapter No. \_\_\_\_\_

By \_\_\_\_\_  
Asst. Secretary of State