2024 South Dakota Legislature

Senate Bill 49

FOR THE INTRODUCED BILL

1 An Act to make an appropriation for the site preparation of a prison facility for 2 offenders committed to the Department of Corrections, to transfer moneys to 3 the incarceration construction fund, and to declare an emergency.

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

5 Section 1. That section 2 of chapter 195 of the 2023 Session Laws be AMENDED:

- 6 The Department of Corrections is hereby authorized to contract for the planning 7 and site preparation of a prison facility for offenders committed to the Department of 8 Corrections, including architectural services, engineering services, <u>utilities</u>, and other 9 services as may be required to accomplish the project.
- Section 2. There is hereby appropriated the sum of \$10,000,000 in federal fund expenditure authority, for the expenditure of State Fiscal Recovery Fund moneys authorized by the American Rescue Plan Act, for installing the water and sewer infrastructure of a prison facility for offenders committed to the Department of Corrections as established by 2023 Session
- 14 Laws, chapter 195, § 2.
- 15 Section 3. The state treasurer shall transfer the sum of \$132,449,532 from the general fund
- 16 and the sum of \$95,731,352 \$93,629,262 from the budget reserve fund to the incarceration
- 17 construction fund created in § 1-15-37 for the future construction of the prison facility
- 18 described in this Act.
- 19 **Section 4.** The administration of the design and construction of the project authorized in this
- 20 Act shall be under the general charge and supervision of the Bureau of Administration as
- 21 provided in chapter 5-14.
- 22 Section 5. The secretary of the Department of Corrections shall approve vouchers and the
- 23 <u>state auditor shall draw warrants to pay expenditures authorized by this Act.</u>

- 1 Section 6. Any amounts appropriated in this Act not lawfully expended or obligated by June
- 2 <u>30, 2027, shall revert in accordance with the procedures prescribed in chapter 4-8.</u>
- 3 Section 7. Whereas, this Act is necessary for the support of the state government and its
- 4 existing public institutions, an emergency is hereby declared to exist, and this Act shall be in
- 5 <u>full force and effect from and after its passage and approval.</u>