



2023 South Dakota Legislature

House Bill 1017

Introduced by: The Joint Committee on Appropriations at the request of the Department of Corrections

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

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

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

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

12 **Section 3.** There is hereby appropriated from the general fund the sum of \$25,359,551 and
13 appropriated from the incarceration construction fund the sum of \$26,640,449 in other fund
14 expenditure authority to the Department of Corrections, for the purpose authorized in sections
15 1 and 2 of this Act.

16 **Section 4.** The state treasurer shall transfer the sum of \$87,031,734 from the general fund
17 and \$202,606,422 from the general revenue replacement fund to the incarceration
18 construction fund for the purpose of the future construction of a state prison facility described
19 pursuant to this Act.

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

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

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

3 **Section 8.** 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 full force and effect from and after its passage and approval.