

AN ACT

ENTITLED, An Act to authorize the South Dakota Building Authority and the Board of Regents to finance, design, and renovate the Dakota Dome at the University of South Dakota and to make an appropriation therefor.

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

Section 1. It is in the public interest that the South Dakota Building Authority contract for the design and renovation of the Dakota Dome at the University of South Dakota, together with furnishings and equipment, including heating, air conditioning, plumbing, water, sewer, electric facilities, sidewalks, parking, landscaping, architectural and engineering services, asbestos abatement, and such other services or actions as may be required to accomplish the project, all at an estimated cost of twenty-six million three hundred twenty thousand dollars, subject to permitted adjustments pursuant to section 3 of this Act. The South Dakota Building Authority may finance up to fourteen million five hundred thousand dollars of the design and renovation costs through the issuance of revenue bonds, in accordance with this Act and chapter 5-12.

Section 2. There is hereby appropriated the sum of fourteen million five hundred thousand dollars (\$14,500,000), or so much thereof as may be necessary, in other fund expenditure authority from the issuance of revenue bonds by the South Dakota Building Authority; the sum of six million four hundred nineteen thousand six hundred two dollars (\$6,419,602), or so much thereof as may be necessary, in other fund expenditure authority from University of South Dakota other funds; and the sum of five million four hundred thousand three hundred ninety-eight dollars (\$5,400,398), or so much thereof as may be necessary, in other fund expenditure authority from the higher education facilities fund allocable to the University of South Dakota for the purposes of maintenance and repair to address the portion of the project that would otherwise involve maintenance and repair projects, together with any additional sums received pursuant to section 4 of this Act, and permitted

adjustments pursuant to section 3 of this Act, to the Board of Regents for the purposes authorized in this Act.

Section 3. The cost estimates contained in this Act have been stated in terms of 2017 values. The Board of Regents may adjust the cost estimates to reflect inflation as measured by the Building Cost Index, reported by the Engineering News Record and additional expenditures required to comply with regulations adopted after the effective date of this Act, or additional sums received pursuant to section 4 of this Act. However, any adjustments to design and renovation cost estimates for projects authorized in this Act may not exceed one hundred twenty-five percent of the estimated project cost stated in section 1 of this Act.

Section 4. The Building Authority and the Board of Regents may accept, transfer, and expend any funds obtained for the projects authorized in this Act from federal sources, donations, or any other external sources, all of which comprise a special fund for the benefitted project or its debt service. All moneys deposited into that fund are hereby appropriated to the projects authorized by this Act in addition to the amounts otherwise authorized by this Act, subject to the limitations stated in sections 1 to 3, inclusive, of this Act.

Section 5. No indebtedness, bond, or obligation incurred or created under the authority of this Act may be or may become a lien, charge, or liability against the State of South Dakota, nor against the property or funds of the State of South Dakota within the meaning of the Constitution or laws of the state.

Section 6. The administration of the design and renovation of the projects authorized in this Act shall be under the general charge and supervision of the Bureau of Administration as provided in chapter 5-14.

Section 7. The executive director of the Board of Regents and the executive secretary of the Building Authority shall approve vouchers and the state auditor shall draw warrants to pay

expenditures authorized by this Act.

Section 8. The Board of Regents may make and enter into a lease agreement with the Building Authority and make rental payments under the terms thereof, pursuant to chapter 5-12, from the donations received pursuant to this Act or from University of South Dakota other funds.

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I certify that the attached Act
originated in the

HOUSE as Bill No. 1060

Chief Clerk
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Speaker of the House

Attest:

Chief Clerk

President of the Senate

Attest:

Secretary of the Senate

House Bill No. 1060
File No. _____
Chapter No. _____

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Received at this Executive Office
this _____ day of _____ ,

20____ at _____ M.

By _____
for the Governor
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The attached Act is hereby
approved this _____ day of
_____, A.D., 20____

Governor
=====

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

Filed _____, 20____
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State