

State of South Dakota

EIGHTY-SEVENTH SESSION
LEGISLATIVE ASSEMBLY, 2012

771T0022

HOUSE BILL NO. 1088

Introduced by: Representatives Street, Bolin, Deelstra, and Rausch and Senators Krebs,
Frerichs, and Nelson (Tom)

1 FOR AN ACT ENTITLED, An Act to revise certain requirements for charging and collecting
2 certain fees for confining certain people in the county jail.

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

4 Section 1. That § 24-11-8 be amended to read as follows:

5 24-11-8. If any person is confined in any county jail by authority of the United States or of
6 any state or territory other than this state or any county other than the county in which ~~such~~ the
7 county jail is located, the sheriff, ~~jailer~~, or other person in charge of the jail, ~~shall~~ may charge
8 and collect, ~~in a sum fixed by the county.~~ In addition to the charges allowed by law for persons
9 any person confined by authority of ~~his own~~ the county, a sum necessary to fully compensate
10 and reimburse the county for money actually and necessarily expended for ~~fuel, light, utilities~~
11 and other expenses in the keeping of ~~such~~ the person, including the expense of building
12 depreciation, administration, and a reasonable charge for obsolescence of the facility and all
13 other tangible and intangible costs, to the county. The amount of the expense shall be fixed by
14 the board of county commissioners and collected by the sheriff or other person in charge of ~~such~~
15 the county jail in the manner and at the time other charges provided by law are ~~by him~~ collected.



1 Upon collection of the money, the ~~sheriff shall turn it over to the county treasurer of the county.~~
2 ~~The~~ money collected for building depreciation, and tangible and intangible costs shall be
3 deposited into a special jail building fund. Moneys in the special jail building fund may only be
4 used to make capital improvements to the existing jail or for the building of a new jail.