

State of South Dakota

EIGHTY-FIFTH SESSION
LEGISLATIVE ASSEMBLY, 2010

880R0614

HOUSE STATE AFFAIRS

ENGROSSED NO. **SB 102** - 3/3/2010

This bill has been extensively amended (hoghoused) and may no longer be consistent with the original intention of the sponsor.

Introduced by: Senators Knudson and Heidepriem and Representatives Faehn and Hunhoff
(Bernie)

1 FOR AN ACT ENTITLED, An Act to ratify and continue the lease agreement on the Black
2 Hills Playhouse.

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

4 Section 1. The lease agreement entered into effective October 1, 1999, by the State of South
5 Dakota by and through the South Dakota Department of Game, Fish and Parks and the Black
6 Hills Playhouse, Inc., is hereby modified and continued and shall remain in full force and effect
7 until September 30, 2019.

8 Section 2. The Black Hills Playhouse, Inc., shall correct to the satisfaction of the state the
9 building violations cited by state inspectors in the Office of Risk Management inspection report
10 dated January 12, 2010. If repairs are not completed on or before September 30, 2012, the lease
11 is null and void.

12 Section 3. The Black Hills Playhouse, Inc., shall expend no less than five percent of its
13 annual operating budget each year for the maintenance and repair of the buildings occupied by
14 the Black Hills Playhouse, Inc. The amount shall be spent according to a plan submitted by the



1 Black Hills Playhouse, Inc., and approved by the Department of Game, Fish and Parks. The
2 Black Hills Playhouse, Inc., shall share in the cost of replacing infrastructure necessary to
3 operate the facility. Any negotiations between the Department of Game, Fish and Parks and the
4 Black Hills Playhouse, Inc., regarding the maintenance and repair plan or the cost share for
5 replacing infrastructure shall be conducted in good faith.