April 8, 2013

Dr. Melody Schopp, Secretary
SD Department of Education
800 Governors Drive
Pierre, SD 57501

Letter of Intent Regarding Legislation Approved in the 2013 Session

Dear Secretary Schopp:

This Letter of Intent sets forth a particular view held by the Joint Committee on Appropriations in approving your appropriation in the 2013 Legislative Session. As such, it supplements that appropriation with a specific policy guideline as approved on March 25, 2013.

While the guideline does not have the direct force of statutory law, it rests solidly on a long-standing tradition of Legislative-Executive relationships in South Dakota and it will be used by the Joint Committee as one basis for the fiscal oversight of your agency and its continued funding.

The 2013 South Dakota Legislature passed an emergency special appropriation of one-time funding for $200,000 for the postsecondary technical institutes and $5,829,318 of one-time funding for school districts through HB 1137.

It is the intent of the Interim Joint Committee on Appropriations that the $200,000 of one-time money for the postsecondary technical institutes be distributed in FY2013 in the same manner in which the formula funds were distributed to the institutes for FY2013. Therefore, the Committee directs the Secretary of the Department of Education to distribute the funds based upon the funding formula per administrative rule 24:10:42:28 in effect for FY2013 to the postsecondary technical institutes.

It is the intent of the Interim Joint Committee on Appropriations that the $5,829,318 of one-time money for the school districts assist each school district proportionally, therefore the Committee directs the Secretary of the Department of Education to distribute the funds on a fall enrollment basis using the actual 2012 fall enrollment figures.

In addition, it is also expected that you will be prepared to address this guideline in your FY15 budget presentation to the Joint Committee next January.

Thank you for your cooperation.

Representative Fred Romkema
Co-Chair, Interim Joint Appropriations

Senator Deb Peters
Co-Chair, Interim Joint Appropriations

cc: Marty Guindon, Auditor General
Jason Dilges, Commissioner, Bureau of Finance and Management

April 8, 2013

Dr. Melody Schopp, Secretary
SD Department of Education
800 Governors Drive
Pierre, SD 57501

Letter of Intent Regarding Legislation Approved in the 2013 Session

Dear Secretary Schopp:

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While the guideline does not have the direct force of statutory law, it rests solidly on a long-standing tradition of Legislative-Executive relationships in South Dakota and it will be used by the Joint Committee as one basis for the fiscal oversight of your agency and its continued funding.

The 2013 South Dakota Legislature passed HB1185 which included an amendment (1185mak) to provide $500,000 of one-time funding to the postsecondary technical institutes.

It is the intent of the Interim Joint Committee on Appropriations that the $500,000 of one-time funding for the postsecondary technical institutes be distributed in FY2014 in the same manner in which the formula funds will be distributed to the institutes for FY2014. Therefore, the Committee directs the Secretary of the Department of Education to distribute the funds based on the funding formula per administrative rule 24:10:42:28 in effect for FY2014 to the postsecondary technical institutes.

In addition, it is also expected that you will be prepared to address this guideline in your FY15 budget presentation to the Joint Committee next January.

Thank you for your cooperation.

Representative Fred Romkema
Co-Chair, Interim Joint Appropriations

Senator Deb Peters
Co-Chair, Interim Joint Appropriations

cc: Marty Guindon, Auditor General
Jason Dilges, Commissioner, Bureau of Finance and Management

April 8, 2013

Jarrod Johnson, Commissioner
SD School and Public Lands
500 East Capitol
Pierre, SD, 57501

Letter of Intent Regarding Legislation Approved in the 2012 Session

Dear Commissioner Johnson:

This Letter of Intent sets forth a particular view held by the Joint Committee on Appropriations regarding your FY13 appropriation for dam maintenance and repair. As such, it supplements that appropriation with a specific policy guideline as approved on March 25, 2013.

While the guideline does not have the direct force of statutory law, it rests solidly on a long-standing tradition of Legislative-Executive relationships in South Dakota and it will be used by the Joint Committee as one basis for the fiscal oversight of your agency and its continued funding.

The South Dakota Legislature approved an increase of $500,000 in general funds for the Office of School and Public Lands in the FY13 General Appropriations Act. The appropriation for dam maintenance and repair is available for two years -- FY13 and FY14.

It was the intent of the 2012 Interim Joint Committee on Appropriations that the funding **not** be used for studies or assessments, but instead only for actual repair work.

The Interim Joint Committee on Appropriations further clarifies that a monitoring system for Richmond Dam lies within the scope of the original legislative intent for the expenditure of the funds as it is a necessary step to ensure downstream safety while determining what future repairs will be needed.

In addition, it is also expected that you will be prepared to address this guideline in your FY15 budget presentation to the Joint Committee next January.

Thank you for your cooperation.

Representative Fred Romkema
Co-Chair, Interim Joint Appropriations

Senator Deb Peters
Co-Chair, Interim Joint Appropriations

cc: Marty Guindon, Auditor General
Jason Dilges, Commissioner, Bureau of Finance and Management

April 8, 2013

Denny Kaemingk, Secretary
SD Department of Corrections
3200 East Highway 34
c/o 500 East Capitol
Pierre, SD 57501

Letter of Intent Regarding Legislation Approved in the 2013 Session

Dear Secretary Kaemingk:

This Letter of Intent sets forth a particular view held by the Joint Committee on Appropriations in approving your appropriation in the 2013 Legislative Session. As such, it supplements that appropriation with a specific policy guideline as approved on March 25, 2013.

While the guideline does not have the direct force of statutory law, it rests solidly on a long-standing tradition of Legislative-Executive relationships in South Dakota and it will be used by the Joint Committee as one basis for the fiscal oversight of your agency and its continued funding.

The 2013 South Dakota Legislature passed HB1185 which included authorization to spend funds collected in the LEOTF. The bill authorizes three agencies -- the Office of the Attorney General, the Unified Judicial System, and the Department of Corrections -- to spend from this fund. During the 2013 Legislative Session, all three agencies reported that the fund had a negative cash balance.

It is the intent of the Interim Joint Committee on Appropriations that the Office of the Attorney General, the Unified Judicial System, and the Department of Corrections cooperatively develop a solution to the over-expenditure of this fund. Furthermore, if the Governor's FY15 recommended budget does not fully address the deficit and provide a fiscally sound plan for the future, the three agencies shall collectively offer alternative plans for JCA consideration at the Interim Appropriations Committee meeting in December 2013. At least one alternative must be void of any increases to fees or fines.

In addition, it is also expected that you will be prepared to address this guideline in your FY15 budget presentation to the Joint Committee next January.

Thank you for your cooperation.

Representative Fred Romkema
Co-Chair, Interim Joint Appropriations

Senator Deb Peters
Co-Chair, Interim Joint Appropriations

cc: Marty Guindon, Auditor General
Jason Dilges, Commissioner, Bureau of Finance and Management

April 8, 2013

Patricia Duggan, State Court Administrator
SD Unified Judicial System
500 East Capitol
Pierre, SD 57501

Letter of Intent Regarding Legislation Approved in the 2013 Session

Dear State Court Administrator Duggan:

This Letter of Intent sets forth a particular view held by the Joint Committee on Appropriations in approving your appropriation in the 2013 Legislative Session. As such, it supplements that appropriation with a specific policy guideline as approved on March 25, 2013.

While the guideline does not have the direct force of statutory law, it rests solidly on a long-standing tradition of Legislative-Executive relationships in South Dakota and it will be used by the Joint Committee as one basis for the fiscal oversight of your agency and its continued funding.

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In addition, it is also expected that you will be prepared to address this guideline in your FY15 budget presentation to the Joint Committee next January.

Thank you for your cooperation.

Representative Fred Romkema
Co-Chair, Interim Joint Appropriations

Senator Deb Peters
Co-Chair, Interim Joint Appropriations

cc: Marty Guindon, Auditor General
Jason Dilges, Commissioner, Bureau of Finance and Management

April 8, 2013

Marty J. Jackley, Attorney General
SD Office of the Attorney General
1302 East Highway 14, Suite 1
Pierre, SD 57501

Letter of Intent Regarding Legislation Approved in the 2013 Session

Dear Attorney General Jackley:

This Letter of Intent sets forth a particular view held by the Joint Committee on Appropriations in approving your appropriation in the 2013 Legislative Session. As such, it supplements that appropriation with a specific policy guideline as approved on March 25, 2013.

While the guideline does not have the direct force of statutory law, it rests solidly on a long-standing tradition of Legislative-Executive relationships in South Dakota and it will be used by the Joint Committee as one basis for the fiscal oversight of your agency and its continued funding.

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It is the intent of the Interim Joint Committee on Appropriations that the Office of the Attorney General, the Unified Judicial System, and the Department of Corrections cooperatively develop a solution to the over-expenditure of this fund. Furthermore, if the Governor's FY15 recommended budget does not fully address the deficit and provide a fiscally sound plan for the future, the three agencies shall collectively offer alternative plans for JCA consideration at the Interim Appropriations Committee meeting in December 2013. At least one alternative must be void of any increases to fees or fines.

In addition, it is also expected that you will be prepared to address this guideline in your FY15 budget presentation to the Joint Committee next January.

Thank you for your cooperation.

Representative Fred Romkema
Co-Chair, Interim Joint Appropriations

Senator Deb Peters
Co-Chair, Interim Joint Appropriations

cc: Marty Guindon, Auditor General
Jason Dilges, Commissioner, Bureau of Finance and Management

April 8, 2013

Dr. Melody Schopp, Secretary
SD Department of Education
800 Governors Drive
Pierre, SD 57501

Letter of Intent Regarding Legislation Approved in the 2013 Session

Dear Secretary Schopp:

This Letter of Intent sets forth a particular view held by the Joint Committee on Appropriations in approving your appropriation in the 2013 Legislative Session. As such, it supplements that appropriation with a specific policy guideline as approved on March 25, 2013.

While the guideline does not have the direct force of statutory law, it rests solidly on a long-standing tradition of Legislative-Executive relationships in South Dakota and it will be used by the Joint Committee as one basis for the fiscal oversight of your agency and its continued funding.

The 2013 South Dakota Legislature approved a $500,000 one-time appropriation to the Department of Education to provide K-12 technology upgrades to local school districts for the 2014 school year.

It is the intent of the Interim Joint Committee on Appropriations that the funds be distributed based on guidelines and criteria established by the Department of Education, and shall include the following:

1) Any funds not awarded and expended by June 30, 2014 will revert to the general fund.

2) No more than a total of $20,000 will be granted to any one school district.

3) Grants are to be awarded based on the financial need of the school district and their dependency on technology in offering a diversified curriculum. Criteria may include the district's reserve accounts as well as a scoring matrix developed by the Department of Education as part of the grant approval process.

4) School districts will develop a technology budget and be expected to match the grant funds up to 30% of the project total.

5) Grant applications are to be received no later than June 15, 2013 and will be evaluated by the Department and the Bureau of Information and Telecommunications. If funds remain after the initial round of grant awards, the Department of Education may establish subsequent funding rounds.

6) To reduce individual grant costs the Department is encouraged, where appropriate, to aggregate purchases across districts, leverage economies of scale for discounts and seek competitive pricing for the combined purchases.

7) The Department shall provide the following information for each grant award: 1) School District Name; 2) Grant Award Amount; 3) Date of Grant Award; 4) Amount Distributed To-Date; 5) District's Proposed Use of Funds; and 6) Amount of Matching Funds Provided By The District. The information shall be provided to the committee on December 15, 2013. If any funding remains after December 15, 2013, the Department shall provide an updated report during the 2014 Legislative Session. The Department shall advise the 2014 Joint Committee on Appropriations in the event it deems it appropriate to encumber the funds for expenditure in FY15.

In addition, it is also expected that you will be prepared to address this guideline in your FY15 budget presentation to the Joint Committee next January.

Thank you for your cooperation.

Representative Fred Romkema
Co-Chair, Interim Joint Appropriations

Senator Deb Peters
Co-Chair, Interim Joint Appropriations

cc: Marty Guindon, Auditor General
Jason Dilges, Commissioner, Bureau of Finance and Management

April 8, 2013

Larry Zimmerman, Secretary
SD Department of Veterans Affairs
Soldiers and Sailors Building
425 East Capitol
Pierre, SD 57501

Letter of Intent Regarding Legislation Approved in the 2013 Session

Dear Secretary Zimmerman:

This Letter of Intent sets forth a particular view held by the Joint Committee on Appropriations in approving your appropriation in the 2013 Legislative Session. As such, it supplements that appropriation with a specific policy guideline as approved on March 25, 2013.

While the guideline does not have the direct force of statutory law, it rests solidly on a long-standing tradition of Legislative-Executive relationships in South Dakota and it will be used by the Joint Committee as one basis for the fiscal oversight of your agency and its continued funding.

The 2013 Legislature approved an ongoing appropriation of $146,875 to fund the salary re-imbursement for County Veterans Service Officer's (CVSO) and Tribal Veteran Service Officer's (TVSO) in accordance with SDCL 33A-1-31 and SDCL 33A-1-32.

The Interim Joint Committee on Appropriations directs the Department of Veterans Affairs to review SDCL 33A-1-16 through 34 and associated administrative rules article 50:03 to evaluate the delivery of services to South Dakota veterans through the CVSO's and TVSO's and to identify any improvements or modifications that may be needed. The Secretary of the Department of Veterans Affairs shall select six individuals to serve on the work group to assist in the review of services to the state's veterans. One individual from each of the following shall be selected:

Department of the Military
SD Veterans Council
County Veterans Service Officer

Tribal Veterans Service Officer
SD Veterans Commission
SD County Commissioners Association

The Secretary of Veterans Affairs will act as Chairperson. A written report will be provided to the Interim Joint Committee on Appropriations by 1 October, 2013.

In addition, it is also expected that you will be prepared to address this guideline in your FY15 budget presentation to the Joint Committee next January.

Thank you for your cooperation.

Representative Fred Romkema
Co-Chair, Interim Joint Appropriations

Senator Deb Peters
Co-Chair, Interim Joint Appropriations

cc: Marty Guindon, Auditor General
Jason Dilges, Commissioner, Bureau of Finance and Management

April 8, 2013

Kim Malsam-Rysdon, Secretary
SD Department of Social Services
700 Governors Drive
Pierre, SD 57501

Letter of Intent Regarding Legislation Approved in the 2013 Session

Dear Secretary Malsam-Rysdon:

This Letter of Intent sets forth a particular view held by the Joint Committee on Appropriations in approving your appropriation in the 2013 Legislative Session. As such, it supplements that appropriation with a specific policy guideline as approved on March 25, 2013.

While the guideline does not have the direct force of statutory law, it rests solidly on a long-standing tradition of Legislative-Executive relationships in South Dakota and it will be used by the Joint Committee as one basis for the fiscal oversight of your agency and its continued funding.

The 2013 South Dakota Legislature approved a one-time, nonrecurring increase to Providers in SB90 which amended the FY13 General Appropriations Act.

It is the goal of the Joint Committee on Appropriations that these funds provide a 1% one-time, nonrecurring increase to all providers and an additional one-time, nonrecurring 1% to Long-Term Care Providers, Elderly Nutrition Program-Senior Meals, In-Home Services for the Elderly, Child Protection Group Care Providers, Psychiatric Residential Treatment Providers, Substance Abuse Providers, and Community Mental Health Centers in the department of Social Services; as well as the community based services in the departments of Corrections, Human Services, UJS and Health as shown on Attachment 1 to this letter.

It is also the intent of the Joint Committee on Appropriations that only in-state facilities qualify for these one-time funds. Additionally, to reduce administrative burden, no payment less than $100 shall be made.

In addition, it is also expected that you will be prepared to address this guideline in your FY15 budget presentation to the Joint Committee next January.

Thank you for your cooperation.

Representative Fred Romkema
Co-Chair, Interim Joint Appropriations

Senator Deb Peters
Co-Chair, Interim Joint Appropriations

Attachment

cc: Marty Guindon, Auditor General
Jason Dilges, Commissioner, Bureau of Finance and Management

April 8, 2013

Denny Kaemingk, Secretary
SD Department of Corrections
3200 East Highway 34
c/o 500 East Capitol
Pierre, SD 57501

Letter of Intent Regarding Legislation Approved in the 2013 Session

Dear Secretary Kaemingk:

This Letter of Intent sets forth a particular view held by the Joint Committee on Appropriations in approving your appropriation in the 2013 Legislative Session. As such, it supplements that appropriation with a specific policy guideline as approved on March 25, 2013.

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In addition, it is also expected that you will be prepared to address this guideline in your FY15 budget presentation to the Joint Committee next January.

Thank you for your cooperation.

Representative Fred Romkema
Co-Chair, Interim Joint Appropriations

Senator Deb Peters
Co-Chair, Interim Joint Appropriations

Attachment

cc: Marty Guindon, Auditor General
Jason Dilges, Commissioner, Bureau of Finance and Management

April 8, 2013

Laurie R. Gill, Secretary
SD Department of Human Services
3800 East Highway 34, Hillsview Plaza
c/o 500 East Capitol
Pierre, SD 57501

Letter of Intent Regarding Legislation Approved in the 2013 Session

Dear Secretary Gill:

This Letter of Intent sets forth a particular view held by the Joint Committee on Appropriations in approving your appropriation in the 2013 Legislative Session. As such, it supplements that appropriation with a specific policy guideline as approved on March 25, 2013.

While the guideline does not have the direct force of statutory law, it rests solidly on a long-standing tradition of Legislative-Executive relationships in South Dakota and it will be used by the Joint Committee as one basis for the fiscal oversight of your agency and its continued funding.

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Thank you for your cooperation.

Representative Fred Romkema
Co-Chair, Interim Joint Appropriations

Senator Deb Peters
Co-Chair, Interim Joint Appropriations

Attachment

cc: Marty Guindon, Auditor General
Jason Dilges, Commissioner, Bureau of Finance and Management

April 8, 2013

Patricia Duggan, State Court Administrator
SD Unified Judicial System
500 East Capitol
Pierre, SD 57501

Letter of Intent Regarding Legislation Approved in the 2013 Session

Dear State Court Administrator Duggan:

This Letter of Intent sets forth a particular view held by the Joint Committee on Appropriations in approving your appropriation in the 2013 Legislative Session. As such, it supplements that appropriation with a specific policy guideline as approved on March 25, 2013.

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In addition, it is also expected that you will be prepared to address this guideline in your FY15 budget presentation to the Joint Committee next January.

Thank you for your cooperation.

Representative Fred Romkema
Co-Chair, Interim Joint Appropriations

Senator Deb Peters
Co-Chair, Interim Joint Appropriations

Attachment

cc: Marty Guindon, Auditor General
Jason Dilges, Commissioner, Bureau of Finance and Management

April 8, 2013

Doneen Hollingsworth, Secretary
SD Department of Health
Robert Hayes Building
600 East Capitol
Pierre, SD 57501

Letter of Intent Regarding Legislation Approved in the 2013 Session

Dear Secretary Hollingsworth:

This Letter of Intent sets forth a particular view held by the Joint Committee on Appropriations in approving your appropriation in the 2013 Legislative Session. As such, it supplements that appropriation with a specific policy guideline as approved on March 25, 2013.

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In addition, it is also expected that you will be prepared to address this guideline in your FY15 budget presentation to the Joint Committee next January.

Thank you for your cooperation.

Representative Fred Romkema
Co-Chair, Interim Joint Appropriations

Senator Deb Peters
Co-Chair, Interim Joint Appropriations

Attachment

cc: Marty Guindon, Auditor General
Jason Dilges, Commissioner, Bureau of Finance and Management

April 8, 2013

Dr. Melody Schopp, Secretary of Education
SD Department of Education
800 Governors Drive
Pierre, SD 57501

Letter of Intent Regarding Legislation Approved in the 2013 Session

Dear Secretary Schopp:

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Thank you for your cooperation.

Representative Fred Romkema
Co-Chair, Interim Joint Appropriations

Senator Deb Peters
Co-Chair, Interim Joint Appropriations

Attachment

cc: Marty Guindon, Auditor General
Jason Dilges, Commissioner, Bureau of Finance and Management

SB90 Provider Inflation

	ONE-TIME 1% - SB90		Additional ONE-TIME 1% - SB90	
	General Funds	Total Funds	General Funds	Total Funds
Hospitals	**759,086**	**1,679,162**		
Critical Access				
Auxilary Placement	**78,050**	**78,060**		
Physicians				
Primary Care/Pediatricians	101,014	228,175		
All Other	187,597	423,753		
Pharmacies	**160,187**	**361,244**		
Durable Medical Equipment	**43,587**	**95,907**		
Emergency Medical Transportation	**23,379**	**51,405**		
Optometrist/ ophthalmologist	**13,064**	**29,622**		
Chiropractors	**3,067**	**6,921**		
Dentist	**75,114**	**171,988**		
Psychiatric Residential Treatment (Medical Services)	**63,375**	**140,972**	**63,375**	**140,972**
Long Term Care	**840,310**	**1,834,710**	**840,310**	**1,834,710**
Assisted Living & Hospice	56,850	124,120	56,850	124,120
Nursing Homes 0-50% Medicaid Occupancy	148,610	324,470	148,610	324,470
Nursing Homes 51-56% Medicaid Occupancy	182,220	397,870	182,220	397,870
Nursing Homes 57-66% Medicaid Occupancy	379,260	828,070	379,260	828,070
Nursing Homes 67% or more Medicaid Occupancy	50,430	110,100	50,430	110,100
9 Critical Access Nursing Homes	22,940	50,080	22,940	50,080
Elderly Nutrition Program - Senior Meals	**47,600**	**47,600**	**47,600**	**47,600**
In-Home Services for the Elderly	**81,710**	**92,260**	**81,710**	**92,260**
Group Care Providers (Child Protection)	**23,840**	**32,030**	**23,840**	**32,030**
Psychiatric Residential Treatment (Child Protection)	**76,820**	**167,720**	**76,820**	**167,720**
Substance Abuse Providers	**124,920**	**157,470**	**124,920**	**157,470**
Community Mental Health Centers	**139,460**	**228,070**	**139,460**	**228,070**
Other Provider Groups (not part of FY12 cut)	**193,450**	**438,190**	**193,450**	**438,190**
DSS Total	**3,035,630**	**6,265,259**	**1,591,485**	**3,139,022**
DOC				
Community Services	115,626	179,639	115,626	179,639
Inmate Services	10,305	10,305	10,305	10,305
DOC Total	**125,931**	**189,944**	**125,931**	**189,944**
DHS				
Community Services	**485,058**	**1,142,166**	**485,058**	**1,142,166**
UJS				
Community Services	**8,251**	**8,951**	**8,251**	**8,951**
DOE				
Community Services	**0**	**12,202**	**0**	**12,202**
DOH				
Community Services	**0**	**6,911**	**0**	**6,911**
Totals	**3,654,870**	**7,625,433**	**2,210,725**	**4,499,196**