

State of South Dakota

EIGHTY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 2009

400Q0305

HOUSE BILL NO. 1076

Introduced by: The Committee on Appropriations at the request of the Board of Regents

1 FOR AN ACT ENTITLED, An Act to authorize the Board of Regents to replace certain real
2 estate held for agriculture field laboratory research purposes, to make improvements to the
3 replacement lands, and to make an appropriation for such purposes.

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

5 Section 1. The Board of Regents is authorized to sell all or any part of certain unimproved
6 property currently used for agriculture field laboratory research purposes in the Agricultural
7 Experiment Station at South Dakota State University, the real property being described as W ½
8 of Section 22, Township 110 North, Range 50 West of the 5th P.M., Brookings County, South
9 Dakota.

10 Section 2. The sales authorized in section 1 of this Act shall be made for not less than the
11 full appraised value established by the Commissioner of School and Public Lands. At the
12 request of the Board of Regents, the commissioner may offer to sell a portion of the tract to the
13 city of Brookings; otherwise, any sale shall be conducted as provided in § 5-2-2.2. Any
14 conveyance shall be made as provided in § 5-2-2.2.

15 Section 3. The proceeds of any sale authorized by this Act shall be deposited in the South



1 Dakota State University real property acquisition and capital improvement fund pursuant to § 5-
2 2-2.1.

3 Section 4. The Board of Regents may purchase suitable replacement property for agriculture
4 field laboratory research purposes in the Agricultural Experiment Station at South Dakota State
5 University for a sum not to exceed one million one hundred thirty-eight thousand five hundred
6 dollars (\$1,138,500), or so much thereof as may be necessary. That sum is hereby appropriated
7 to the Board of Regents from the South Dakota State University real property acquisition and
8 capital improvement fund and from other funds derived from Agricultural Experiment Station
9 sales of products and services and grant and contract indirect recovery funds. The real property
10 to be purchased is described as follows: The East One Half of the East One Half (E ½ E ½) of
11 Section Thirty Two (32); the Northwest One Fourth (NW ¼) of Section Thirty Three (33); the
12 Southwest One Fourth (SW ¼) of Section Thirty Three (33); the Southeast One Fourth (SE ¼),
13 except the west one hundred sixty five feet of Southeast One Fourth (SE ¼) of the Southwest
14 One Fourth (SW ¼) of the Southeast One Fourth (SE ¼ SW ¼ SE ¼), of Section Thirty Three
15 (33), all in Township One Hundred Eleven (111) North, Range Fifty One (51) West of the Fifth
16 Principal Meridian in the County of Brookings, State of South Dakota.

17 Section 5. If the proceeds from any sale authorized by this Act are not available to the Board
18 of Regents by October 1, 2009, the Board of Regents may identify other funds derived from
19 sales of products and services by the Agricultural Experiment Station and any grant and contract
20 indirect recovery funds sufficient to purchase the property as provided in section 4 of this Act.
21 The board may purchase the property with such other funds and may allocate so much of the
22 proceeds from the sale authorized in section 1 of this Act as may be necessary to replenish the
23 other fund accounts used to effect the purchase.

24 Section 6. One hundred fifty thousand dollars in other funds derived from sales of products

1 and services by the Agricultural Experiment Station and any grant and contract indirect recovery
2 funds are hereby appropriated to the Board of Regents for the purpose of constructing livestock
3 barns, equipment storage facilities, feed storage facilities, and livestock feeding improvements
4 to the property described in section 4 of this Act.

5 Section 7. The design and construction of the facilities approved by this Act shall be under
6 the general supervision of the Bureau of Administration as provided in chapter 5-14. The
7 commissioner of the Bureau of Administration and the executive director of the Board of
8 Regents shall approve vouchers and the state auditor shall draw warrants to pay expenditures
9 authorized by this Act.