

State of South Dakota

EIGHTY-SEVENTH SESSION
LEGISLATIVE ASSEMBLY, 2012

400T0409

HOUSE BILL NO. 1042

Introduced by: The Committee on Appropriations at the request of the Bureau of Finance and Management

1 FOR AN ACT ENTITLED, An Act to repeal certain obsolete statutes relating to the State
2 Cement Plant Commission.

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

4 Section 1. That § 4-7-10.6 be repealed.

5 ~~— 4-7-10.6. The budget report of the Governor shall contain an estimate of the amount of~~
6 ~~revenues of the State Cement Plant which may be available for transfer to the state general fund,~~
7 ~~after the State Cement Plant Commission has paid operating expenses, provided for necessary~~
8 ~~working capital, funded necessary repairs, renewals, replacements, improvements to the State~~
9 ~~Cement Plant, other contractual obligations, and contingencies, and transferred such funds as~~
10 ~~may be required to the cement plant reserve and replacement fund. The budget report shall~~
11 ~~contain within the estimate of state revenues a recommendation stating the amount of cement~~
12 ~~plant reserves the Governor recommends for transfer to the general fund, which~~
13 ~~recommendation shall not exceed the maximum amount of cement plant funds estimated to be~~
14 ~~available by the Governor.~~

15 Section 2. That § 4-7-10.7 be repealed.



1 ~~4-7-10.7. The State Cement Plant Commission shall certify its agreement or disagreement~~
2 ~~with the estimates of revenues and expenditures required by the Governor in this section,~~
3 ~~including the estimate of the amount available for transfer to the general fund, by means of a~~
4 ~~letter signed by the chairman of the cement plant commission. Such letter shall be printed in the~~
5 ~~Governor's budget book on a page in near proximity to the Governor's estimate of revenues and~~
6 ~~expenses. In the event that the State Cement Plant Commission disagrees with the estimates~~
7 ~~presented by the Governor in the budget book, the cement plant commission shall make its own~~
8 ~~estimates which shall be printed in the budget book next to the Governor's estimates. The~~
9 ~~appropriations committee of the Legislature shall review the recommendations, and there shall~~
10 ~~be included in a separate section of the general appropriations act the maximum amount of~~
11 ~~cement plant funds which may be transferred.~~