

State of South Dakota

NINETY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 2019

196B0387

SENATE BILL NO. 58

Introduced by: Senators Monroe, Kennedy, Schoenbeck, and Youngberg and Representatives Rounds, Duvall, and Pischke

1 FOR AN ACT ENTITLED, An Act to authorize the Bureau of Administration to conduct a
2 study of the Flaming Fountain on Capitol Lake, to make an appropriation therefor, and to
3 declare an emergency.

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

5 Section 1. The Bureau of Administration shall contract with a professional firm who
6 specializes in the study, assessment, and efficiency of deep water or oil wells to determine the
7 gas and water flow problems encountered at the Flaming Fountain on Capitol Lake on the South
8 Dakota Capitol grounds.

9 Section 2. The firm contracted under section 1 of this Act shall determine the precise cause
10 of the diminished water flow, diminished natural gas flow, assess the risk of potential sinkhole
11 development adjacent to the existing Flaming Fountain and other nearby state property, prepare
12 a detailed plan for repair or replacement of the existing well including the removal of and extent
13 of statues, granite, flagpoles, monuments and landscaping, and to prepare a detailed cost
14 estimate and construction plans for repairs or replacement of the existing well and reinstallation
15 of adjacent property.



1 Section 3. The firm contracted under section 1 of this Act shall submit to the Bureau of
2 Administration the study of the Flaming Fountain in written form and in a formal presentation
3 with detailed demolition and construction plans, no later than September 1, 2019.

4 Section 4. There is hereby appropriated from the general fund the sum of two hundred
5 thousand dollars (\$200,000), or so much thereof as may be necessary, to the Bureau of
6 Administration for the purposes authorized in sections 1 and 2 of this Act.

7 Section 5. The commissioner of the Bureau of Administration shall approve vouchers and
8 the state auditor shall draw warrants to pay expenditures authorized by this Act.

9 Section 6. Any amounts appropriated in this Act not lawfully expended or obligated shall
10 revert in accordance with the procedures prescribed in chapter 4-8.

11 Section 7. Whereas, this Act is necessary for the immediate preservation of the public peace,
12 health, or safety, an emergency is hereby declared to exist, and this Act shall be in full force and
13 effect from and after its passage and approval.