

AN ACT

ENTITLED, An Act to authorize the Board of Regents to expend higher educational facilities funds to lease certain educational facilities or make rent payments authorized by the Interim Appropriations Committee.

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

Section 1. That § 13-51-2 be amended to read as follows:

13-51-2. There is continued an educational facilities fund in the state treasury from which on and after July 1, 1984, the Board of Regents may make expenditures, relating only to institutions of higher education under its jurisdiction, to:

- (1) Make lease payments to the South Dakota Building Authority for projects authorized to be paid out of that fund by the Legislature;
- (2) Maintain and repair existing facilities in amounts as may from time to time be authorized by the Legislature;
- (3) Make rent payments to other private or public parties for educational facilities authorized by the committee created by § 4-8A-2 that the committee has determined to be necessary to the proper and efficient delivery of instruction; and
- (4) Build and equip new facilities as may from time to time be authorized by the Legislature.

No funding may be provided in any year for subdivision (3) or (4) of this section until the level of annual appropriations reaches three million dollars for subdivision (2) of this section. Authorizations for new lease payments, new construction, reconstruction, and renovation are restricted to and shall not exceed the amount of higher education facilities funds in excess of the sum of existing lease payments to the South Dakota Building Authority plus three million dollars for maintenance and repair.

Section 2. That § 13-51-1 be amended to read as follows:

13-51-1. The Board of Regents of this state is hereby expressly prohibited from erecting any

buildings or structures or maintaining and equipping such buildings, or making any lease or lease-purchase payments for any purposes authorized in § 13-51-2 without the approval of the Legislature first obtained.

Section 3. That chapter 4-8A be amended by adding thereto a NEW SECTION to read as follows:

Any rent payments made pursuant to subdivision 13-52-2(3), as authorized by the committee created by § 4-8A-2, may not exceed a term of one year without approval of the Legislature at the next legislative session.

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I certify that the attached Act
originated in the
HOUSE as Bill No. 1019

Chief Clerk
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Speaker of the House

Attest:

Chief Clerk

President of the Senate

Attest:

Secretary of the Senate

House Bill No. 1019
File No. _____
Chapter No. _____

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Received at this Executive Office
this ____ day of _____ ,
19__ at ____ M.

By _____
for the Governor
=====

The attached Act is hereby
approved this _____ day of
_____, A.D., 19__

Governor

=====
STATE OF SOUTH DAKOTA,
ss.
Office of the Secretary of State

Filed _____, 19__
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State