

State of South Dakota

SEVENTY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 1998

814B0710

SENATE BILL NO. 183

Introduced by: Senators Munson (David), Olson, and Shoener and Representatives Hagg, Belatti, Chicoine, Hunt, and Wick

1 FOR AN ACT ENTITLED, An Act to permit the issuance of economic development revenue
2 bonds to finance primary, secondary, and postsecondary schools operated by nonprofit
3 entities.

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

5 Section 1. That § 9-54-1 be amended to read as follows:

6 9-54-1. The purpose of this chapter is to stimulate and develop the general economic welfare
7 and prosperity of the state through the promotion and advancement of industrial, commercial,
8 manufacturing, agricultural, natural resources, postsecondary technical education, limited to
9 bonding for public postsecondary technical institutions in operation on July 1, 1981, research,
10 data collection, health service, housing for the elderly, housing for the handicapped ~~and, primary,~~
11 secondary, and postsecondary education, recreational development, and the reduction of water
12 and air pollution resulting from such developments; to encourage and assist in the location of
13 new business and industry in this state and the expansion of existing business development; to
14 assist in the construction of postsecondary technical education facilities, for public
15 post=secondary technical institutions in operation on July 1, 1981; and to promote the economic

1 stability of the state by providing greater employment opportunities and diversification of
2 industry thus promoting the general welfare of the citizens by authorizing all municipalities of
3 the state to issue revenue bonds to finance projects comprising real or personal property or both,
4 useful for any of these purposes.

5 The purpose of this chapter is also to promote health services, housing for the elderly and
6 housing for the handicapped at reasonable costs, thus promoting the general welfare of the
7 citizens, by authorizing all municipalities of the state to issue revenue bonds to pay, purchase or
8 discharge all or any part of the outstanding indebtedness of any nonprofit corporation incurred
9 in the purchase, construction, reconstruction, acquisition of sites for, enlargement, improvement,
10 or remodeling of health service facilities, housing for the elderly or housing for the handicapped.

11 Section 2. That § 9-54-2.1 be amended to read as follows:

12 9-54-2.1. With respect to hospitals, nursing homes, other health care facilities, housing for
13 the elderly, housing for the handicapped ~~or~~, wellness centers, or primary, secondary, or
14 postsecondary schools to be operated by any nonprofit corporation, for any purpose stated in
15 § 9-54-1, a municipality may issue revenue bonds to pay, purchase, or discharge all or any part
16 of the outstanding indebtedness of a nonprofit corporation incurred in the purchase, construction,
17 reconstruction, acquisition of sites for, enlargement, improvement, or remodeling of hospitals,
18 nursing homes, other health care facilities, housing for the elderly, housing for the handicapped
19 ~~or~~, wellness centers, or primary, secondary, or postsecondary schools, including, to the extent
20 deemed necessary or desirable by the municipality, any unpaid interest on indebtedness accrued
21 or to accrue to the date on which the indebtedness is finally paid, and any premium the
22 municipality determines to be necessary or desirable to be paid to pay, purchase, or discharge
23 outstanding indebtedness, and to enter into revenue agreements as defined in § 9-54-3.1, with
24 any nonprofit corporation, the projects to be situated in any municipality or its environs without
25 limitation as to distance, providing the governing body of the municipality declares that the

1 project would promote the welfare of the municipality. Nothing in this section is intended to
2 prohibit the use of revenue bonds to pay outstanding indebtedness of any person, firm, limited
3 liability company, corporation, or governmental entity to the extent now permitted by law.