

State of South Dakota

SEVENTY-FIFTH SESSION
LEGISLATIVE ASSEMBLY, 2000

995D0452

SENATE BILL NO. 131

Introduced by: Senators Dennert and Lange and Representatives Sutton (Daniel), Nachtigal,
and Weber

1 FOR AN ACT ENTITLED, An Act to establish the home-care for the disabled trust fund and
2 the home-care for the disabled interest trust fund.

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

4 Section 1. The home-care for the disabled trust fund is established in the state treasury. Two
5 million dollars (\$2,000,000) shall be deposited annually into the home-care for the disabled trust
6 fund from money received from the Master Settlement Agreement, signed on November 23,
7 1998, by attorneys general from several states and various tobacco companies, at such time as
8 the amount of payments within a fiscal year equal ten million dollars (\$10,000,000) or more.
9 However, no deposit may be made to the fund in years when the total money received through
10 the Master Settlement Agreement is less than ten million dollars (\$10,000,000). The principal
11 in the fund may not be expended. Interest earned on money in the fund shall be deposited into
12 the home-care for the disabled interest trust fund.

13 Section 2. The home-care for the disabled interest trust fund is established in the state
14 treasury. Interest earned on money in the fund shall be credited to the fund. Money shall remain
15 in the fund until appropriated by the Legislature. Money from the fund may only be appropriated
16 to the Department of Human Services for the sole purpose of aiding disabled individuals with

1 limited financial resources who wish to live in a home or community-based setting, and who
2 otherwise do not qualify for adequate state or federal assistance, at the discretion of the secretary
3 of Human Services. Unappropriated interest shall revert back to the fund.