

State of South Dakota

SEVENTY-FIFTH SESSION
LEGISLATIVE ASSEMBLY, 2000

922D0765

SENATE BILL NO. 184

Introduced by: Senators Hainje, Albers, Brown (Arnold), Daugaard, Duxbury, Everist, Frederick, Halverson, Lange, Munson (David), Paisley, Reedy, and Staggers and Representatives Peterson, Broderick, Brown (Richard), Chicoine, Crisp, Diedrich (Larry), Earley, Fiegen, Fryslie, Heineman, Hunt, Kazmerzak, Richter, Roe, Slaughter, Sutton (Daniel), and Wudel

1 FOR AN ACT ENTITLED, An Act to authorize the construction of an inmate housing unit on
2 the grounds of the state penitentiary complex in Minnehaha County, to make an
3 appropriation therefor, to authorize local governments to contract with the state for the care
4 of local prisoners, and to declare an emergency.

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

6 Section 1. The Department of Corrections may construct, complete, furnish, and equip a
7 secure housing unit on the grounds of the state penitentiary complex in Minnehaha County,
8 including architectural and engineering services, plumbing, water, sewer, heating, ventilation,
9 electric facilities, site preparation, construction of sidewalks and driveways, and landscaping the
10 grounds of the facility.

11 Section 2. The Department of Corrections may expend ten million dollars (\$10,000,000) in
12 federal or other funds, or so much thereof as may be necessary, for the planning, design, and
13 construction of the secure housing unit authorized in section 1 of this Act.

14 Section 3. The Department of Corrections may accept, transfer, and expend any funds
15 obtained for these purposes from federal sources, gifts, contributions, or any other source, all

1 of which shall be deemed appropriated to this construction.

2 Section 4. The design and construction of this unit shall be under the general charge and
3 supervision of the Bureau of Administration as provided in chapter 5-14.

4 Section 5. The funds authorized by this Act shall be paid on warrants drawn by the state
5 auditor on vouchers approved by the Bureau of Administration and Department of Corrections.

6 Section 6. That chapter 24-11 be amended by adding thereto a NEW SECTION to read as
7 follows:

8 Any county or municipality of this state may enter into an agreement with the Department
9 of Corrections for the care and maintenance of accused or convicted persons who would
10 normally be held in a local jail pursuant to § 24-11-1.

11 Section 7. That chapter 1-15 be amended by adding thereto a NEW SECTION to read as
12 follows:

13 The Department of Corrections may enter into an agreement with any county or municipality
14 of this state to provide for the care and maintenance of accused or convicted persons who would
15 normally be held in a local jail pursuant to § 24-11-1.

16 Section 8. If no agreement as provided for in sections 6 and 7 of this Act is mutually agreed
17 upon in writing by the Department of Corrections and a county or municipality, the authorization
18 provided for in sections 1 and 2 of this Act is null and void.

19 Section 9. Whereas, this Act is necessary for the support of the state government and its
20 existing public institutions, an emergency is hereby declared to exist, and this Act shall be in full
21 force and effect from and after its passage and approval.